



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President King at 9:00 a.m. A quorum present—40:

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	
Dawson	Miller	

PRAYER

The following prayer was offered by the Rev. Donald L. Roberts, President, Goodwill Industries Manasota, Sarasota:

HOLY AND ETERNAL GOD:

Well, Lord, here we are again; and boy do we need your help.

In case you don't recognize us, we are the Florida Legislature and are grateful you don't confuse us with the Texas Legislature.

It seems we have a bird that wants to fly to Washington; a burning bush hot for trust funds; and a king doing a great job as president.

If we seem confused some days, Lord, it's because we are.

Our bosses, the voters, God bless their greedy souls, have mandated more pre-K, high speed trains, more vanity license plates, and want us to do more and more with less and less.

And then, there is the work load: thousands of bills to read and digest; hundreds of constituents who are desperate to be heard; and lobbyists paid to be our pests. O God, where are the Orkin exterminators when we need them?

Remind us, O Lord, that we sought out this job of Senator; that we love this state and the people we represent; and that even with all the distractions of the session, we love sitting in these seats, having been given the power to make a difference by the people of Florida.

Holy Father, it must be great to be God, to get what you want when you want it . . . but for the rest of us mere mortals, we must settle for the art of compromise.

We call it politics, God, and we confess in spite of it all, O Lord, we love being here. Amen and Amen.

PLEDGE

Senate Pages Jonathan "Jake" Howse of Port St. Joe, Amanda Fields of Bushnell, Brian Seidel of Nokomis and Allison "Allie" Piszczatoski of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. John Williams of Tallahassee, sponsored by Senator Argenziano, as doctor of the day. Dr. Williams specializes in General Surgery.

INTRODUCTION OF SPECIAL GUESTS

President King introduced former Lieutenant Governor Frank Brogan, current President of Florida Atlantic University, who was present in the chamber.

ADOPTION OF RESOLUTIONS

On motion by Senator Peaden—

By Senators Peaden, King, Alexander, Argenziano, Aronberg, Atwater, Bennett, Bullard, Campbell, Carlton, Clary, Constantine, Cowin, Crist, Dawson, Diaz de la Portilla, Dockery, Fasano, Garcia, Geller, Haridopolos, Hill, Jones, Klein, Lawson, Lee, Lynn, Margolis, Miller, Posey, Pruitt, Saunders, Sebesta, Siplin, Smith, Villalobos, Wasserman Schultz, Webster, Wilson and Wise—

SR 2266—A resolution commending the Florida Goodwill Association for its contributions to the economic base of the State of Florida.

WHEREAS, Goodwill Industries, operating on the belief that productivity and vocation are cornerstones of life, and that all people have a right to be treated with dignity and respect without regard to race, gender, age, marital status, national origin, or state of health, is now the largest nonprofit provider of vocational training and employment services in the United States, and

WHEREAS, Goodwill Industries provides quality vocational training and employment services to people who are impaired by disabilities and to those who suffer other disadvantages, such as being undereducated or illiterate, welfare-dependent, or homeless, or having a criminal history, and

WHEREAS, through the 102 years of its existence, Goodwill Industries has successfully designed and implemented many innovative vocational training and employment programs, enabling millions of disabled and disadvantaged people to develop career opportunities and improve the quality of their lives, and

WHEREAS, in the last 3 years, 215,295 Floridians have participated in the programs administered by Goodwill Industries, and 52,422 of

those participants have obtained gainful employment in the communities in which they live, and

WHEREAS, in the last 3 years, the Florida Goodwill Association, through nine local Goodwill Industries entities operating throughout Florida, collectively generated \$550,464,241 in earnings realized by people placed in community employment, resulting in a significant contribution to the state's economic base and increasing its tax revenues, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate commends the Florida Goodwill Association and commends the organization for its valued programs, which have expanded the opportunities and occupational capabilities of millions of Floridians.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Mr. Dennis Clark, President of the Florida Goodwill Association, as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Peadar, **SR 2266** was read the second time in full and adopted.

On motion by Senator Saunders—

By Senator Saunders—

SR 522—A resolution recognizing and commending Janiqua Johnson for winning the 2003 Fitness Authority National Championship in the Girls 14-15 Division.

WHEREAS, Janiqua Johnson, a Lee Middle School student athlete, achieved first place in the 2003 Fitness Authority National Championship in the Girls 14-15 Division at Miami, Florida, and, in the process, broke national records in that division for the standing long jump, lateral hops, the 100-yard dash, push-ups, jump rope, sit-ups, half-mile run, vertical jumps, the flex-arm hang, and the shuttle run, and

WHEREAS, Janiqua diligently worked out at least 4 days each week at the Shady Oaks Community Center in Fort Myers under the direction of Coach LeDondrick Rowe and, after winning the 2003 Fitness Authority State and Regional Championships in the Girls 14-15 Division, was one of only 47 athletes to compete in the 2003 Fitness Authority National Championships, and

WHEREAS, for her record-setting performances, Janiqua will receive a \$1,000 scholarship and an all-expense paid trip to Washington D.C. to meet President George W. Bush at the White House, and

WHEREAS, Janiqua's outstanding achievement demonstrates the value of promoting physical education among school-age children in this state and brings honor to the residents of Fort Myers, Lee County, and the State of Florida, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes and commends Janiqua Johnson for her record-breaking performances in winning the 2003 Fitness Authority State, Regional, and National Championships in the Girls 14-15 Division.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Janiqua Johnson as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Saunders, **SR 522** was read the second time in full and adopted.

On motion by Senator Saunders—

By Senator Saunders—

SR 524—A resolution recognizing and commending Jermaine Johnson for winning the 2003 Fitness Authority National Championship in the Boys 14-15 Division.

WHEREAS, Jermaine Johnson, a wingback on the Mariner High School's varsity football team, who runs the 40-yard dash in 4.3 seconds, won the 2003 Fitness Authority National Championship in the Boys 14-15 Division at Miami, Florida, and

WHEREAS, Jermaine diligently worked out at least 4 days each week at the Shady Oaks Community Center in Fort Myers under the direction of Coach LeDondrick Rowe and, after winning the 2003 Fitness Authority State and Regional Championships in the Boys 14-15 Division, was one of only 47 athletes to compete in the 2003 Fitness Authority National Championships, and

WHEREAS, for his outstanding performances, Jermaine will receive a \$1,000 scholarship and an all-expense paid trip to Washington D.C. to meet President George W. Bush at the White House, and

WHEREAS, Jermaine's outstanding achievement demonstrates the value of promoting physical education among school-age children in this state and brings honor to the residents of Fort Myers, Lee County, and the State of Florida, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes and commends Jermaine Johnson for his outstanding performances in winning the 2003 Fitness Authority State, Regional, and National Championships in the Boys 14-15 Division.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Jermaine Johnson as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Saunders, **SR 524** was read the second time in full and adopted.

On motion by Senator Saunders—

By Senator Saunders—

SR 1540—A resolution recognizing and commending the Oak Gators Flag Football Team for winning the Let It Fly Flag Football 15 and Under National Championship.

WHEREAS, the 2003 Oak Gators Flag Football Team is made up of young men who are 13 to 15 years of age and members of the Boys and Girls Club of Lee County, Florida, and

WHEREAS, players are: Jamal Rogers, age 14, quarterback/safety; Chuck Rodriguez, age 13, center/rusher; Jamal Temple, age 14, wide receiver/defensive back; Ervin Kent, age 14, wide receiver/defensive back; Jermaine Johnson, age 15, wide receiver/defensive back; and Michael Elliot, age 13, wide receiver/defensive back; and the coaches are: Head Coach LeDondrick Rowe, and Assistant Coach Torrance McCray, and

WHEREAS, in the 2003 flag football season, the team achieved an overall win-loss record of 32-4, including a win-loss record of 18-4 against teams participating in the Let It Fly Flag Football competition, culminated by winning the Let It Fly Flag Football 15 and Under National Championship Tournament in Lakeland, Florida, on May 25, 2003, by coming from behind in the closing minutes of the semifinal game to beat the Bradenton Terminators by a score of 28-27, and dominating the Jacksonville Knights in the National Championship game to win by a score of 31-6, and

WHEREAS, the team's accomplishments in winning the 2003 Let It Fly Flag Football 15 and Under National Championship brings distinctive honor to the State of Florida and its citizens, especially those who reside in Lee County, Florida, and who are members and supporters of the Boys and Girls Club of Lee County, by exemplifying the competitive excellence a group of young men can attain through combining their talents and disciplining themselves to work together toward achieving success in playing the game of football, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes and commends the 2003 Oak Gators Flag Football Team for its outstanding accomplishments in winning the 2003 Let It Fly Flag Football 15 and Under National Championship.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the 2003 Oak Gators Flag Football Team as a token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Saunders, **SR 1540** was read the second time in full and adopted.

At the request of Senator Carlton—

By Senator Carlton—

SR 2152—A resolution honoring Stetson University and recognizing March 10, 2004, as “Stetson University Day.”

WHEREAS, Florida’s first private university was founded in 1883 as DeLand Academy by Henry A. DeLand, a New York businessman, and

WHEREAS, in 1887, the Legislature of the State of Florida enacted the Charter of DeLand University as an independent institution of higher learning, and

WHEREAS, the university’s name was changed in 1889 to honor John B. Stetson, the nationally known hat manufacturer who generously gave of his time and means to advance the quality and reputation of the institution, and

WHEREAS, Stetson University’s mission of “commitment to values”, carried forward on four campuses across the state, is a way of life for its students, making the institution a nationally recognized leader in education with a commitment to social responsibility, and

WHEREAS, Stetson University proudly boasts 195 full-time faculty members on the DeLand campus, 90 percent of whom hold Ph.D. or equivalent degrees, teaching undergraduate classes with a student/faculty ratio of 11-to-1, and

WHEREAS, Stetson University provides more than 60 majors and minors to approximately 3,400 students representing 40 states and more than 37 foreign countries, and

WHEREAS, Stetson University is an NCAA Division I member of the Atlantic Sun Conference, and the talented “Hatters” compete on the intercollegiate level in 15 varsity sports, and

WHEREAS, among other Florida firsts, Stetson established the first college-level Model Senate program, a prototype for the nation; was awarded the first private university Phi Beta Kappa chapter; and was the home of Florida’s first School of Business Administration, School of Music, and College of Law, and

WHEREAS, Stetson’s College of Law is one of the first in the nation to share space with a working court and is ranked No. 1 in the nation for trial advocacy, and

WHEREAS, Stetson University’s duPont-Ball Library is home to Florida’s first federal document depository, established in 1887, and

WHEREAS, through the Center for International Education, Stetson University last year welcomed students from 37 countries to its campus and offers study-abroad programs at eight foreign centers, and

WHEREAS, 80 percent of Stetson University’s undergraduates are residents of the State of Florida, and

WHEREAS, Stetson University’s administration, faculty, students, and graduates, including many legislators, have made innumerable contributions to the State of Florida, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That March 10, 2004, is recognized as “Stetson University Day.”

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to H. Douglas Lee, President of Stetson University, as a tangible token of the sentiments of the Florida Senate.

—**SR 2152** was introduced, read and adopted by publication.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Lee, by two-thirds vote **SB 342** was withdrawn from the Committees on Agriculture; and Natural Resources; and referred to the Committees on Natural Resources; and Agriculture; **CS for SB 700** was also referred to the Committees on Appropriations Subcommittee on Article V Implementation and Judiciary; and Appropriations; **CS for SB 1316** was withdrawn from the Committee on Agriculture; and also referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations; **SB 1622** was withdrawn from the Committees on Commerce, Economic Opportunities, and Consumer Services; and Comprehensive Planning; **SB 1726** was withdrawn from the Committees on Judiciary; Health, Aging, and Long-Term Care; and Comprehensive Planning; **SB 2194** was withdrawn from the Committees on Children and Families; Health, Aging, and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations; and referred to the Committees on Health, Aging, and Long-Term Care; Children and Families; Appropriations Subcommittee on Health and Human Services; and Appropriations; **SM 336** and **SM 1348** were withdrawn from the Committee on Rules and Calendar; **SB 686** was withdrawn from the Committees on Appropriations Subcommittee on Transportation and Economic Development; and Appropriations; **CS for SB 1090** was withdrawn from the Committee on Ethics and Elections; **CS for SB 1118** was withdrawn from the Committees on Appropriations Subcommittee on Criminal Justice; and Appropriations; and **SB 1666** was withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Pruitt, by two-thirds vote **SB 1048**, **CS for SB 1050**, **SB 1052**, **SB 1054**, **SB 1038**, **SB 1042**, **SB 1044**, **SB 1046**, **SB 556**, **SB 1056**, **SB 716**, **SB 718**, **SB 720**, **SB 722**, **SB 724**, **SB 726**, **SB 728**, **SB 730**, **SB 732**, **SB 736**, **SB 738**, **SB 740**, **SB 742**, **SB 744**, **SB 746**, **SB 748**, **SB 750**, **SB 752**, **SB 754**, **SB 756**, **SB 758**, **SB 760**, **SB 764**, **SB 766**, **SB 768**, **SB 770**, **SB 772**, **SB 774**, **SB 776**, **SB 778**, **SB 780**, **SB 782**, **SB 784**, **SB 786**, **SB 788**, **SB 790**, **CS for SB 792**, **CS for SB 794**, **SB 796**, **SB 802**, **SB 804**, **SB 806**, **SB 808**, **SB 816**, **CS for SB 818**, **SB 822**, **SB 824**, **SB 826**, **SB 828**, **SB 830**, **SB 832**, **SB 834**, **SB 836**, **SB 838**, **SB 840**, **SB 842**, **CS for SB 844**, **CS for SB 846**, **CS for SB 848**, **CS for SB 852**, **CS for SB 854**, **CS for SB 856**, **SB 1236**, **SB 1238**, **SB 1240**, **SB 1692**, **SB 1694**, **CS for CS for CS for CS for SB 506**, **CS for SB 626**, **SB 862**, **SB 864**, **SB 866**, **SB 868**, **SB 870**, **SB 874**, **SB 876**, **SB 878**, **SB 880**, **SB 882**, **SB 884**, **SB 886**, **SB 888**, **SB 890**, **SB 892**, **SB 894**, **SB 896**, **SB 898**, **SB 900**, **SB 902**, **SB 904**, **SB 906**, **SB 908**, **SB 910**, **SB 912**, **SB 914**, **SB 916**, **SB 918**, **SB 920**, **SB 922**, **SB 924**, **SB 926**, **SB 928**, **SB 930**, **SB 932**, **SB 934**, **SB 936**, **SB 938**, **SB 940**, **SB 942**, **SB 944**, **SB 946**, **SB 948**, **SB 950**, **SB 952**, **SB 954**, **SB 956**, **SB 958**, **SB 960**, **SB 962**, **SB 1242**, **SB 1244**, **SB 1246**, **SB 1434**, **SB 1690**, **SB 964**, **SB 966**, **SB 968**, **SB 974**, **SB 976**, **SB 978**, **SB 980**, **SB 984**, **SB 986**, **SB 990**, **SB 992**, **SB 994**, **SB 996**, **SB 998**, **SB 1000**, **SB 1002**, **SB 1006**, **SB 1010**, **SB 1012**, **SB 1014**, **SB 1016**, **SB 1020**, **SB 1022**, **SB 1024**, **SB 1026**, **SB 1028**, **SB 1030**, **SB 1032**, **SB 1034** and **SB 1036** were withdrawn from the Committee on Appropriations.

SPECIAL ORDER CALENDAR

On motion by Senator Argenziano—

SB 634—A bill to be entitled An act relating to the indigent care surtax; amending s. 212.055, F.S.; allowing small counties having a specified population to levy an indigent care surtax; providing procedures; providing uses of the surtax; providing a maximum tax rate; providing an effective date.

—was read the second time by title.

The Committee on Comprehensive Planning recommended the following amendment which was moved by Senator Argenziano and adopted:

Amendment 1 (095360)—On page 2, line 5; on page 3, line 16; on page 4, lines 4 and 9; and on page 5, line 19, delete “30,000” and insert: 50,000

Pursuant to Rule 4.19, **SB 634** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Miller—

CS for SB 636—A bill to be entitled An act relating to fire hydrants; requiring owners of private fire hydrants to test hydrants in accordance with national standards, and to contract with licensed professionals or local fire-control authorities to inspect and service such hydrants; authorizing local fire officials to contract with owners of private fire hydrants to maintain such hydrants; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 636** was placed on the calendar of Bills on Third Reading.

On motion by Senator Jones—

CS for SB 1310—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; requiring that the individual use and multiuse guidelines and standards be increased in specified areas if one land use of a multiuse development is residential and amounts to not less than a specified percentage of a jurisdiction's residential threshold; revising provisions governing substantial deviation standards for the date of buildout of a development; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 1310** to **HB 539**.

Pending further consideration of **CS for SB 1310** as amended, on motion by Senator Jones, by two-thirds vote **HB 539** was withdrawn from the Committees on Comprehensive Planning; and Rules and Calendar.

On motion by Senator Jones, by two-thirds vote—

HB 539—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; requiring that certain individual use and multiuse guidelines and standards be increased by a specified percentage in certain areas if the land use of a multiuse development is residential and is not less than a specified percentage of the jurisdiction's residential threshold; revising provisions governing substantial deviation standards for the date of buildout of a development; providing an effective date.

—a companion measure, was substituted for **CS for SB 1310** as amended and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 539** was placed on the calendar of Bills on Third Reading.

On motion by Senator Campbell—

CS for CS for SB 192—A bill to be entitled An act relating to magistrates and masters; amending ss. 26.012, 27.06, 29.004, 34.01, 48.20, 142.09, 316.635, 373.603, 381.0012, 450.121, 560.306, 633.14, 648.44, 817.482, 832.05, 876.42, 893.12, 901.01, 901.02, 901.07, 901.08, 901.09, 901.11, 901.12, 901.25, 902.15, 902.17, 902.20, 902.21, 903.03, 903.32, 903.34, 914.22, 923.01, 933.01, 933.06, 933.07, 933.10, 933.101, 933.13, 933.14, 939.02, 939.14, 941.13, 941.14, 941.15, 941.17, 941.18, 947.141, 948.06, 985.05, F.S., relating to various court procedures; redesignating "magistrates" as "trial court judges"; amending ss. 56.071, 56.29, 61.1826, 64.061, 65.061, 69.051, 70.51, 92.142, 112.41, 112.43, 112.47, 162.03, 162.06, 162.09, 173.09, 173.10, 173.11, 173.12, 194.013, 194.034, 194.035, 206.16, 207.016, 320.411, 393.11, 394.467, 397.311, 397.681, 447.207, 447.403, 447.405, 447.407, 447.409, 475.011, 489.127, 489.531, 496.420, 501.207, 501.618, 559.936, 582.23, 631.182, 631.331, 633.052, 744.369, 760.11, 837.011, 838.014, 839.17, 916.107, 938.30, 945.43, F.S., relating to various administrative and judicial proceedings; redesignating "masters" and "general or special masters" as "general or special magistrates"; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 192** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

SB 122—A bill to be entitled An act relating to instructional materials for K-12 public education; authorizing the Department of Education to conduct a pilot program; authorizing a pilot program within specified counties to enable selected school districts to realize cost savings in the purchase of used instructional materials; imposing requirements on the vendors of such materials; absolving the state from responsibility for certain financial losses; requiring the Council for Education Policy Research and Improvement to report to the Legislature; providing for future repeal; providing an effective date.

—was read the second time by title.

MOTION

On motion by Senator Wilson, the rules were waived to allow the following amendment to be considered:

Senator Wilson moved the following amendment which failed:

Amendment 1 (941316)(with title amendment)—On page 2, lines 11 and 12, delete those lines and insert: *districts based on results of the pilot program.*

(1) *This act does not apply to the purchase of instructional materials in the subject areas of science, history, social studies, and civics.*

(2) *This section expires July 1, 2007.*

And the title is amended as follows:

On page 1, line 8, following "of" insert: *certain*

MOTION

On motion by Senator Bullard, the rules were waived to allow the following amendment to be considered:

Senators Bullard and Aronberg offered the following amendment which was moved by Senator Bullard and adopted:

Amendment 2 (861272)—On page 1, line 25, following "County" insert: *, only,*

MOTION

On motion by Senator Smith, the rules were waived to allow the following amendment to be considered:

Senator Smith moved the following amendment which was adopted:

Amendment 3 (072162)—On page 1, lines 23 and 24, delete those lines and insert: *students in the purchase of used instructional materials. This program is limited to the counties of Hernando, Pasco, and Polk.*

Pursuant to Rule 4.19, **SB 122** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

The President introduced former Senator Dan Jenkins and former Senator and current Sheriff of Broward County, Ken Jenne who were present in the chamber.

On motion by Senator Bennett, by two-thirds vote **HB 317** was withdrawn from the Committees on Home Defense, Public Security, and Ports; Governmental Oversight and Productivity; and Rules and Calendar.

On motion by Senator Bennett, by two-thirds vote—

HB 317—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; creating an exemption from public records requirements to include building plans, blueprints, schematic drawings, and diagrams held by a public agency and relating to specified facilities, developments, and structures; providing exceptions; providing for legis-

lative review and repeal; providing definitions; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 410** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 317** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lynn—

CS for SB 510—A bill to be entitled An act relating to child care facilities; amending s. 402.3055, F.S.; requiring an applicant, owner, or operator of a child care facility to sign an affidavit attesting to the accuracy of certain information; authorizing the Department of Children and Family Services to apply certain requirements for personnel in child care facilities to personnel in family day care homes and large family child care homes; amending s. 402.308, F.S.; requiring family day care homes that are required to be licensed and large family child care homes to have a license that is renewed annually; authorizing the Department of Children and Family Services to apply the specified procedures for administering a license to family day care homes and large family child care homes; amending s. 402.309, F.S.; authorizing the local licensing agency or the Department of Children and Family Services to issue a provisional license or registration to a child care facility, family day care home, or large family child care home; providing that a provisional license or registration may not be issued unless child care personnel are screened according to law; requiring the department to adopt rules for issuing, suspending, and revoking provisional licenses and registrations; amending s. 402.310, F.S.; providing that an increased administrative fine may be imposed in addition to or in lieu of other disciplinary actions; authorizing the department or local licensing agencies to convert a license or registration to probation status for violation of certain laws and rules; authorizing the department or local licensing agencies to apply disciplinary actions to registered family day care homes; directing the department to adopt rules establishing grounds for imposing disciplinary actions for violations of certain laws and rules; directing the department to adopt rules to create a uniform system of procedures to use for disciplinary actions; creating s. 402.3105, F.S.; requiring the department to establish a database of information concerning violations, citations, and penalties imposed against child care facilities, family day care homes, and large family child care homes licensed by or registered with the department and local licensing agencies; requiring the department to consult with the State Technology Office; specifying database capabilities and the uses of information contained therein; providing that implementation is not contingent upon an appropriation; repealing ss. 402.313(1)(b) and 402.3131(1)(a), F.S.; abolishing the authority of the department or local licensing agency to impose an administrative fine for a family care home or a large family child care home; providing an effective date.

—was read the second time by title.

SENATOR LEE PRESIDING

Pursuant to Rule 4.19, **CS for SB 510** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano, by two-thirds vote **HB 103** was withdrawn from the Committees on Health, Aging, and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Fasano, by two-thirds vote—

HB 103—A bill to be entitled An act relating to prescriptions for medicinal drugs; creating s. 456.0392, F.S.; requiring certain practitioners to include specified information on prescriptions; providing that certain prescriptions shall be presumed valid; providing an effective date.

—a companion measure, was substituted for **SB 132** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 103** was placed on the calendar of Bills on Third Reading.

On motion by Senator Geller, by two-thirds vote **HB 187** was withdrawn from the Committees on Regulated Industries; Criminal Justice; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Geller, by two-thirds vote—

HB 187—A bill to be entitled An act relating to bingo; providing a popular name; amending s. 849.0931, F.S.; defining the terms “instant bingo” and “deal”; providing rules for the operation of instant bingo games; providing penalties; providing requirements for the manufacture and sale of instant bingo tickets; providing duties of the Department of the Lottery; reenacting ss. 718.114 and 723.079(8), F.S., relating to condominiums and homeowners’ associations, to incorporate the amendment to s. 849.0931, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 272** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 187** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

SB 258—A bill to be entitled An act relating to bingo games; amending s. 849.0931, F.S.; authorizing the use of electronics or other technology in lieu of vocal verification for bingo games; providing an effective date.

—was read the second time by title.

Senator Fasano moved the following amendment which was adopted:

Amendment 1 (432638)—On page 1, line 25, following the period (.) insert: *Verification by other than vocal means must be confined to the premises at which the bingo session is held and may not be transmitted to any other location.*

Pursuant to Rule 4.19, **SB 258** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lynn—

CS for SB 158—A bill to be entitled An act relating to religious-exempt child care programs; amending s. 402.316, F.S.; providing for a child care program affiliated with a church, temple, or parochial school to be exempt from regulation by the department as a religious-exempt child care program; requiring religious-exempt child care programs to display a certificate of compliance issued by an accrediting agency recognized by the department; providing requirements for accrediting agencies to conduct an initial on-site review; providing timeframes within which child care programs must meet the requirements for training and credentials; requiring recognized accrediting agencies for religious exemption to submit standards to the department; requiring the department to create and maintain a list of recognized accrediting agencies; providing that the act does not authorize the department to regulate certain specified elements of a religious-exempt child care program; requiring that the department notify recognized accrediting agencies of any revision in standards; requiring that a recognized accrediting agency submit an annual report; providing timeframes within which an exempt child care program must notify an accrediting agency of its transfer and termination of accreditation; prohibiting a recognized accrediting agency for religious exemption from owning, operating, or administering certain programs; requiring the department to facilitate an annual meeting; providing an effective date.

—was read the second time by title.

Senator Lynn moved the following amendment which was adopted:

Amendment 1 (312000)(with title amendment)—On page 2, line 19, delete “church, temple,” and insert: *religious congregation*

And the title is amended as follows:

On page 1, line 5, delete “church, temple,” and insert: religious congregation

On motion by Senator Lynn, further consideration of **CS for SB 158** as amended was deferred.

CS for SB 1088—A bill to be entitled An act relating to provider contracts for health care services; amending s. 641.315, F.S.; requiring that a health maintenance organization disclose to the provider the schedule of fees for which the health maintenance organization and the provider of health care services have contracted, including any additional deviations; providing for application; providing an effective date.

—was read the second time by title.

Senator Cowin moved the following amendment:

Amendment 1 (503918)(with title amendment)—On page 1, lines 26-31, delete those lines and insert:

(d) The complete schedules of reimbursement for all the services for which a health maintenance organization and a provider have contracted and any changes in or deviations from the contracted schedules of reimbursement. The health maintenance organization may satisfy this requirement through electronic means. The schedules of reimbursement are subject to the nondisclosure provisions of the contract, and the provider shall maintain the confidentiality of those schedules. For purposes of this subsection, the term “provider” means a physician licensed under chapter 458, chapter 459, chapter 460, or chapter 461.

And the title is amended as follows:

On page 1, lines 6-9, delete those lines and insert: schedules of reimbursement for services for which the health maintenance organization and the provider have contracted, including any additional changes or deviations; providing that the disclosure may be made electronically; providing for confidentiality; providing a definition; providing for

MOTION

On motion by Senator Cowin, the rules were waived to allow the following amendment to be considered:

Senator Cowin moved the following amendment to **Amendment 1**:

Amendment 1A (115502)—On page 1, line 25, delete “subsection” and insert: *paragraph*

On motion by Senator Cowin, further consideration of **CS for SB 1088** with pending **Amendment 1 (503918)** and **Amendment 1A (115502)** was deferred.

On motion by Senator Saunders—

CS for SB 476—A bill to be entitled An act relating to respiratory therapy; amending s. 468.352, F.S.; revising and providing definitions applicable to the regulation of respiratory therapy; amending s. 468.355, F.S.; revising provisions relating to respiratory therapy licensure and testing requirements; amending s. 468.368, F.S.; revising exemptions from respiratory therapy licensure requirements; repealing s. 468.356, F.S., relating to the approval of educational programs; repealing s. 468.357, F.S., relating to licensure by examination; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 476** was placed on the calendar of Bills on Third Reading.

CS for SM 1504—A memorial to the United States Army Corps of Engineers and the United States Congress, urging prompt action to complete the Indian River Lagoon Restoration Plan on schedule.

WHEREAS, the Indian River Lagoon is the most biologically diverse estuary in North America and is recognized for national significance in the National Estuary Program, and

WHEREAS, the St. Lucie Estuary and Indian River Lagoon have been and continue to be severely degraded by excessive freshwater discharges, nutrients, and sediments from drainage canals constructed by the Central and Southern Florida Flood Control Project, and

WHEREAS, the State of Florida has a long history of supporting local, state, and federal programs to improve the environmental health of the St. Lucie Estuary and Indian River Lagoon, which health is critical to the economic and social environment of Florida and the nation, and

WHEREAS, state support includes forming and funding the St. Lucie River Issues Team, the Indian River Lagoon Restoration Task Force, and 50 percent of the costs of related Comprehensive Everglades Restoration Plan projects, and

WHEREAS, local government partners, including the Nine County Coalition for the Responsible Management of Lake Okeechobee and St. Lucie and Caloosahatchee Estuaries, are implementing urban stormwater quality retrofit projects, budgeted at over \$100 million, dedicated to cleaning up the St. Lucie Estuary and Indian River Lagoon, and

WHEREAS, local voters voluntarily approved a special sales tax referendum for healthy rivers that raised over \$50 million to help buy the land necessary to implement the Indian River Lagoon Restoration Plan, and

WHEREAS, the State of Florida has enthusiastically endorsed the Indian River Lagoon Restoration Plan, and

WHEREAS, the Indian River Lagoon Restoration Plan, after numerous bureaucratic delays, is ready for Congressional authorization and construction, and

WHEREAS, the citizens of the United States deserve the prompt authorization and construction of the Indian River Lagoon Restoration Plan, the first major component of the Comprehensive Everglades Restoration Plan, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the State of Florida urges the United States Army Corps of Engineers to complete work on the Indian River Lagoon Restoration Plan and forward it to Congress for authorization and urges federal officials to keep the Indian River Lagoon Restoration Plan on schedule and present it without further delay for Congressional authorization in 2004.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the United States Army Corps of Engineers, to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full. On motion by Senator Pruitt, **CS for SM 1504** was adopted and certified to the House.

On motion by Senator Cowin, the Senate resumed consideration of—

CS for SB 1088—A bill to be entitled An act relating to provider contracts for health care services; amending s. 641.315, F.S.; requiring that a health maintenance organization disclose to the provider the schedule of fees for which the health maintenance organization and the provider of health care services have contracted, including any additional deviations; providing for application; providing an effective date.

—which was previously considered this day. Pending **Amendment 1 (503918)** and **Amendment 1A (115502)** by Senator Cowin were withdrawn.

Pursuant to Rule 4.19, **CS for SB 1088** was placed on the calendar of Bills on Third Reading.

SM 1602—A memorial to the Congress of the United States, urging Congress to request that the Secretary of the Navy name a future United States Navy warship the “USS Charles E. Bennett” in honor of United States Representative Bennett who died September 6, 2003, at the age of 92.

WHEREAS, Charles Edward Bennett served the residents of Jacksonville as a member of the Florida State Legislature in 1940-1941, setting aside that seat to enlist as a Private in the United States Army, where he served until 1947 as a combat Infantryman, was eventually promoted to the rank of Captain, and received the Silver Star, Bronze Star, Combat Infantryman Badge, the Philippine Legion of Honor and Gold Cross, and the French Chevalier de la Legion d'Honneur for gallantry in action, and

WHEREAS, Charles E. Bennett was elected to the United States Congress in November 1948, and served with exemplary distinction in Congress for the next 44 years, representing Northeastern Florida with consummate dignity, integrity, professionalism, and unsurpassed diligence in casting over 18,000 votes and not missing a legislative recorded vote for 41 years, a Congressional record, even though he contracted polio while serving during World War II and consequently wore leg braces and walked with a cane, and

WHEREAS, Congressman Bennett was Florida's longest-serving Congressman and the second-longest tenured member of the United States House of Representatives when he retired in 1993, and

WHEREAS, Mr. Bennett served as Dean and Chairman of Florida's Congressional Delegation for many years, during which time he supported innumerable initiatives that benefited the Sunshine State and its residents, and

WHEREAS, Charles E. Bennett was also the author of many books of Florida history which collectively added significant understanding and appreciation of early Florida history, and he was instrumental in creating the Fort Caroline National Memorial and the Timucuan Ecological and Historical Preserve, then declined to accept the military disability retirement pay to which he was entitled but directed that it be donated to historic preservation, primarily in this state, and

WHEREAS, from September 1968 through October 1992, Congressman Bennett served as Chairman of the Seapower and Strategic Materials Subcommittee of the Armed Services Committee, and he was, as stated in a unanimous resolution of that committee, "the most influential Member of Congress on naval shipbuilding and naval policy for more than two decades," and

WHEREAS, not only did Congressman Bennett sponsor bills that provided needed ships for the United States Navy, significantly contributing to the U.S. victory in the cold war, but he also championed legislation that increased military pay, improved military housing, and reformed military justice, and he wrote legislation that created the Arms Control Agency and allowed military services to assist in the effort to stop drug smuggling, and

WHEREAS, Congressman Bennett introduced the first bill to provide a Code of Ethics for the United States House of Representatives, later served as Chairman of the Committee on Standards of Official Conduct, and fought for higher standards of ethics throughout his tenure, and

WHEREAS, Charles E. Bennett sponsored legislation to add the phrase "In God we Trust" to the United States coins and currency and legislation enacting the Americans with Disabilities Act, providing federal assistance for school construction, and improving public facilities throughout the State of Florida, and

WHEREAS, Congressman Bennett was recognized by six "Watchdog of the Treasury Awards" from the National Association of Businessmen for his strong support of fiscal responsibility in government, and

WHEREAS, Charles Edward Bennett was a patriot who will long be remembered for his strong, principled representation of his constituents, his impeccable voting record, his uncompromising ethics and advocacy for ethical reforms in Congress, and his leadership in helping to ensure a strong national defense with a modern, capable Navy as the cornerstone of national security, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is requested to ask the Secretary of the Navy to name a future United States Navy warship the "USS Charles E. Bennett."

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the

United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full. On motion by Senator Wise, **SM 1602** was adopted and certified to the House.

SM 1888—A memorial to the Congress of the United States, urging Congress to give first priority to supporting and passing the Defense Appropriations Bill.

WHEREAS, the security of our nation and people is the first and foremost obligation of the United States Federal Government, and

WHEREAS, the men and women of our United States Armed Forces now serving in the Army, Navy, Air Force, Marine Corps, Coast Guard, Merchant Marines, National Guard, and Reserves have shown great courage and self-sacrifice and deserve to be equipped with the best weapons and resources to protect our nation, and

WHEREAS, in past years politicians have delayed passing the Defense Appropriations Bill until late in the budget year so that the Defense Appropriations Bill was misused as a dumping ground for pork-barrel spending and as a political hostage to pork-barrel spending in other appropriations bills, and

WHEREAS, in the wake of the terrorist attacks of September 11, 2001, on America, President Bush asked that the Congress of the United States pass that year's Defense Appropriations Bill before passing other spending bills, and

WHEREAS, Congress acted responsibly in the Spring of 2002 when it passed the Defense Appropriations Bill first, thereby protecting the men and women in our armed forces from becoming pawns for politicians' spending maneuvers, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is commended for making our nation's defense its first priority in 2002, and is requested to continue this important tradition by passing and enacting the Defense Appropriations Legislation before all other spending bills in 2004 and in future years.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full. On motion by Senator Dockery, **SM 1888** was adopted and certified to the House.

On motion by Senator Cowin—

SB 2380—A bill to be entitled An act relating to health care clinics; amending s. 400.991, F.S.; changing the date by which an initial application for a health care clinic license must be filed with the Agency for Health Care Administration; making conforming changes to the requirement that qualified applicants receive a temporary license; providing an effective date.

—was read the second time by title.

The Committee on Health, Aging, and Long-Term Care recommended the following amendment which was moved by Senator Cowin and adopted:

Amendment 1 (445840)(with title amendment)—On page 2, lines 1 and 2, delete those lines and insert:

Section 2. This act shall take effect upon becoming a law and shall apply retroactively to March 1, 2004.

And the title is amended as follows:

On page 1, line 9, following the semicolon (;) insert: providing for retroactive application;

Pursuant to Rule 4.19, **SB 2380** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano, the Senate recalled from Engrossing—

SB 122—A bill to be entitled An act relating to instructional materials for K-12 public education; authorizing the Department of Education to conduct a pilot program; authorizing a pilot program within specified counties to enable selected school districts to realize cost savings in the purchase of used instructional materials; imposing requirements on the vendors of such materials; absolving the state from responsibility for certain financial losses; requiring the Council for Education Policy Research and Improvement to report to the Legislature; providing for future repeal; providing an effective date.

—for further consideration.

RECONSIDERATION OF AMENDMENT

On motion by Senator Smith, the Senate reconsidered the vote by which **Amendment 3 (072162)** was adopted.

Senator Smith moved the following substitute amendment which was adopted:

Amendment 4 (824374)—On page 1, line 23 through the period (.) on line 25, delete those lines and insert: *students in the purchase of used instructional materials. This program is limited to the counties of Hernando, Pasco, and Polk.*

Pursuant to Rule 4.19, **SB 122** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lynn, the Senate resumed consideration of—

CS for SB 158—A bill to be entitled An act relating to religious-exempt child care programs; amending s. 402.316, F.S.; providing for a child care program affiliated with a church, temple, or parochial school to be exempt from regulation by the department as a religious-exempt child care program; requiring religious-exempt child care programs to display a certificate of compliance issued by an accrediting agency recognized by the department; providing requirements for accrediting agencies recognized by the department; requiring a recognized accrediting agency to conduct an initial on-site review; providing timeframes within which child care programs must meet the requirements for training and credentials; requiring recognized accrediting agencies for religious exemption to submit standards to the department; requiring the department to create and maintain a list of recognized accrediting agencies; providing that the act does not authorize the department to regulate certain specified elements of a religious-exempt child care program; requiring that the department notify recognized accrediting agencies of any revision in standards; requiring that a recognized accrediting agency submit an annual report; providing timeframes within which an exempt child care program must notify an accrediting agency of its transfer and termination of accreditation; prohibiting a recognized accrediting agency for religious exemption from owning, operating, or administering certain programs; requiring the department to facilitate an annual meeting; providing an effective date.

—which was previously considered and amended this day.

Pursuant to Rule 4.19, **CS for SB 158** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Alexander, by two-thirds vote **SB 2706** was withdrawn prior to introduction.

On motion by Senator Clary, by two-thirds vote **SB 1686** and **SB 1852** were withdrawn from the committees of reference and further consideration.

On motion by Senator Fasano, by two-thirds vote **SB 1080**, **SB 1164**, **SB 1312**, **SB 1332** and **SB 1740** were withdrawn from the committees of reference and further consideration.

On motion by Senator Wasserman Schultz, by two-thirds vote **SB 274** and **SB 1292** were withdrawn from the committees of reference and further consideration.

On motion by Senator Wilson, by two-thirds vote **SB 1098** was withdrawn from the committees of reference and further consideration.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, March 10, 2004: **SB 634**, **CS for SB 636**, **CS for SB 1310**, **CS for CS for SB 192**, **SB 122**, **CS for SB 410**, **CS for SB 510**, **SB 132**, **CS for SB 272**, **SB 258**, **CS for SB 158**, **CS for SB 1088**, **CS for SB 476**, **CS for SM 1504**, **SM 1602**, **SM 1888**, **SB 2380**

Respectfully submitted,
Tom Lee, Chair

The Committee on Transportation recommends the following pass: **SB 620** with 1 amendment

The bill was referred to the Committee on Agriculture under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: **CS for SB 354**, **CS for SB 362**

The bills were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Agriculture recommends the following pass: **SB 676**

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: **SB 1806**

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: **SB 2042**

The Committee on Transportation recommends the following pass: **SB 1872**

The bills contained in the foregoing reports were referred to the Committee on Children and Families under the original reference.

The Committee on Comprehensive Planning recommends the following pass: **SB 2154** with 1 amendment

The bill was referred to the Committee on Commerce, Economic Opportunities, and Consumer Services under the original reference.

The Committee on Communication and Public Utilities recommends the following pass: **SB 1922**

The Committee on Judiciary recommends the following pass: **SB 1682**

The bills contained in the foregoing reports were referred to the Committee on Comprehensive Planning under the original reference.

The Committee on Judiciary recommends the following pass: SB 1936

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Agriculture recommends the following pass: SB 234

The Committee on Transportation recommends the following pass: SB 502

The bills contained in the foregoing reports were referred to the Committee on Finance and Taxation under the original reference.

The Committee on Agriculture recommends the following pass: SB 1366

The Committee on Children and Families recommends the following pass: SB 1466

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: CS for SB 1604

The Committee on Comprehensive Planning recommends the following pass: SB 1598, SB 1790 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Comprehensive Planning recommends the following pass: CS for SB 590

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 1594

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Communication and Public Utilities recommends the following pass: SB 2190

The Committee on Transportation recommends the following pass: SB 548, SB 1704

The bills contained in the foregoing reports were referred to the Committee on Natural Resources under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SM 1948, SR 2050, SM 2084

The bills were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1406

The Committee on Health, Aging, and Long-Term Care recommends the following pass: CS for SB 1744, SB 2380 with 1 amendment

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Transportation recommends a committee substitute for the following: SB 2020

The bill with committee substitute attached was referred to the Committee on Agriculture under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1862

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Article V Implementation and Judiciary under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 1808

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 116

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 1072

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1904

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 1446

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 512

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: SB 1154, SB 1554, SB 2058

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 572

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: CS for SB 1184

The Committee on Judiciary recommends a committee substitute for the following: SB 1486

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Natural Resources recommends a committee substitute for the following: SB 1142

The bill with committee substitute attached was referred to the Committee on Communication and Public Utilities under the original reference.

The Committee on Communication and Public Utilities recommends a committee substitute for the following: SB 1982

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 444

The Committee on Natural Resources recommends a committee substitute for the following: SB 2308

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Comprehensive Planning under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 440

The bill with committee substitute attached was referred to the Committee on Education under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 1090

The bill with committee substitute attached was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 1210

The Committee on Comprehensive Planning recommends committee substitutes for the following: CS for SB 478, SB 1400

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: SB 1680, SB 1760

The Committee on Transportation recommends a committee substitute for the following: SB 1588

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Finance and Taxation under the original reference.

The Committee on Comprehensive Planning recommends a committee substitute for the following: SB 1764

The Committee on Education recommends a committee substitute for the following: SB 1176

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1898

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 588

The bill with committee substitute attached was referred to the Committee on Health, Aging, and Long-Term Care under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1762

The Committee on Transportation recommends a committee substitute for the following: SB 1526

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Home Defense, Public Security, and Ports under the original reference.

The Committee on Comprehensive Planning recommends a committee substitute for the following: CS for SB 532

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1748

The Committee on Transportation recommends a committee substitute for the following: SB 2008

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1712

The Committee on Communication and Public Utilities recommends committee substitutes for the following: SB 112, SB 1492

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Natural Resources under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1344

The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 578, SB 1162

The bills with committee substitutes attached were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Natural Resources recommends a committee substitute for the following: SB 2200

The bill with committee substitute attached was referred to the Committee on Transportation under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 1572

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 118, SB 1342

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Education recommends the following pass: CS for SB 1212, SB 1716

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for CS for SB 368, CS for SB 626

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 546, CS for SB 1330

The Appropriations Subcommittee on General Government recommends a committee substitute for the following: SB 1340

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for CS for CS for SB 506

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Pruitt—

SB 2388—A bill to be entitled An act relating to baccalaureate degree programs at community colleges; amending s. 1000.21, F.S.; redesignating specified community colleges to conform to changes made by the act; amending s. 1001.64, F.S.; providing requirements for the board of trustees of a community college authorized to grant baccalaureate degrees; authorizing the establishment of tuition and out-of-state fees; amending s. 1004.65, F.S.; prohibiting a community college from terminating associate degree programs as a result of offering baccalaureate programs; amending s. 1007.33, F.S.; revising requirements for a proposal by a community college to deliver a baccalaureate degree program; requiring the State Board of Education to assess proposals; requiring a joint letter of agreement to implement a proposed program; requiring the State Board of Education to adopt policies and requirements concerning reporting and performance accountability for upper-division and lower-division programs; prohibiting a community college from offering graduate programs; amending s. 1009.23, F.S.; providing requirements for upper-division tuition and fees; amending s. 1011.83, F.S.; providing for funding a community college authorized to grant baccalaureate degrees; amending s. 1013.60, F.S.; revising requirements for the legislative capital outlay budget request submitted by the Commissioner of Education; providing for recommendations for the expenditure of funds for facilities for baccalaureate degree programs at community colleges; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Klein—

SB 2390—A bill to be entitled An act relating to voting systems; amending s. 101.5606, F.S.; revising a requirement and providing additional requirements for voting systems in order to be approved by the Department of State; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation and Economic Development; Appropriations; and Rules and Calendar.

By Senators Atwater and Smith—

SJR 2392—A joint resolution proposing an amendment to Section 5 of Article XI and creating Section 26 of Article XII of the State Constitution; requiring that a proposed amendment to or revision of the State Constitution be approved by at least a three-fifths vote of the electors of the state voting on the measure; providing for the requirement to apply only to amendments or revisions filed with the Secretary of State after a specified date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senators Atwater and Smith—

SJR 2394—A joint resolution proposing amendments to Section 10 of Article IV and Section 5 of Article XI of the State Constitution; revising the deadline for filing a constitutional amendment proposed by initiative with the Secretary of State for purposes of placing the proposed amendment on the general election ballot; revising the timeframe for the Supreme Court to render an advisory opinion on the validity of an initiative petition.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senators Atwater and Smith—

SJR 2396—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution, relating to the type of amendment or revision which may be proposed by citizen initiative.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senators Atwater and Smith—

SB 2398—A bill to be entitled An act relating to a special election to be held on August 31, 2004, pursuant to Section 5 of Article XI of the State Constitution, for the approval or rejection by the electors of Florida of a joint resolution amending Section 5 of Article XI of the State Constitution, relating to requirements for enacting a proposed amendment to or revision of the State Constitution; providing for publication of notice and for procedures; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senators Atwater and Smith—

SB 2400—A bill to be entitled An act relating to a special election to be held on August 31, 2004, pursuant to Section 5 of Article XI of the State Constitution, for the approval or rejection by the electors of Florida of a joint resolution amending Section 5 of Article XI of the State Constitution, relating to the deadlines for filing initiative petitions and judicial determinations of validity; providing for publication of notice and for procedures; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senators Atwater and Smith—

SB 2402—A bill to be entitled An act relating to a special election to be held on August 31, 2004, pursuant to Section 5 of Article XI of the State Constitution, for the approval or rejection by the electors of Florida of a joint resolution amending Section 5 of Article XI of the State Constitution, relating to the scope of constitutional amendments or revisions that may be proposed by citizen initiative; providing for publication of notice and for procedures; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senator Bennett—

SB 2404—A bill to be entitled An act relating to deceptive and unfair trade practices; amending s. 501.212, F.S.; expanding certain nonapplication provisions relating to certain real estate practices to include persons or private parties seeking certain relief under certain circumstances; providing an exception; amending s. 501.975, F.S.; expanding application of certain definitions; creating s. 501.977, F.S.; specifying

procedures and requirements for bringing certain actions against dealers by entities other than the enforcing authority under certain circumstances; limiting actions for damages or declaratory or injunctive relief under certain circumstances; limiting awards of attorney's fees and costs under certain circumstances; providing procedures and requirements for consents by dealers under certain circumstances; providing for determinations of certain damages under such consents; providing limitations; specifying effects of such consents; providing for awarding attorney's fees and costs under certain circumstances; providing limitations; providing an effective date.

—was referred to the Committees on Judiciary; Commerce, Economic Opportunities, and Consumer Services; and Transportation.

By Senator Bennett—

SB 2406—A bill to be entitled An act relating to an additional sales surtax levy for school purposes; amending s. 212.055, F.S.; authorizing school districts to levy an additional sales surtax by resolution for certain purposes; specifies resolution requirements; requiring referendum approval; specifying a rate; requiring public hearings; specifying notice requirements; providing referendum requirements; requiring a plan for capital outlay projects or any operations purposes funded by the surtax; specifying plan requirements; providing for pledging surtax revenues for revenue bonds; prohibiting school or educational facilities impact fees; requiring repeal of such fees under certain circumstances; providing that certain funds to be received by certain school boards for certain purposes be placed in reserve by the Executive Office of the Governor until certain conditions by the Commissioner of Education for release of funds are met; specifying certain conditions; amending s. 125.01, F.S.; prohibiting certain counties from levying any impact fee for school purposes; amending s. 212.054, F.S., to conform; providing an effective date.

—was referred to the Committees on Education; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Education; and Appropriations.

By Senator Webster—

SB 2408—A bill to be entitled An act relating to talent agencies and advance-fee talent services; amending s. 468.401, F.S.; revising, providing, and deleting definitions applicable to regulation of talent agencies and advance-fee talent services; amending s. 468.402, F.S.; specifying prohibited acts; amending s. 468.406, F.S.; requiring the posting of maximum fee, charge, and commission schedules or the inclusion of such schedules in written contracts; extending the period within which a talent agency must pay an artist from money received for the benefit of the artist; amending s. 468.408, F.S.; increasing bond requirements; requiring provision of a copy of the bond to an artist prior to execution of a contract with the artist; amending s. 468.409, F.S.; revising records required to be kept; increasing the minimum period records are required to be preserved; amending s. 468.410, F.S.; revising prohibition against registration fees; providing contract requirements; requiring background checks and fingerprinting of owners and operators; providing grounds for voiding or cancellation of contract; amending s. 468.411, F.S.; requiring prior notification regarding labor disputes; amending s. 468.412, F.S.; providing requirements for talent agencies and advance-fee talent services; amending s. 468.413, F.S.; specifying acts that constitute crimes; providing penalties; amending s. 468.415, F.S.; prohibiting sexual misconduct in the operation of a talent agency or an advance-fee talent service; creating s. 468.416, F.S.; providing for judicial enforcement; creating s. 468.417, F.S.; allowing a person who is injured by a violation of pt. VII of ch. 468, F.S., to bring a civil action for an injunction and to seek appropriate civil relief; providing for court costs and attorney's fees; abolishing regulation of talent agencies by the Department of Business and Professional Regulation; providing for the use and transfer of remaining regulatory funds; providing for continuation of legal proceedings; repealing ss. 468.403, 468.404, 468.405, 468.407, and 468.414, F.S., relating to license requirements, license fees and renewals, qualifications for licensure, license period, form, content, display, and cancellation, and collection and deposit of moneys from regulatory fines, fees, and penalties, respectively, to conform; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; Judiciary; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Webster—

SB 2410—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Parents Make A Difference license plate; providing for an annual use fee; providing for the distribution of such fees received from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Children and Families; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Sebesta—

SB 2412—A bill to be entitled An act relating to the Florida High-Speed Rail Authority; amending s. 341.8203, F.S.; redefining the terms “authority” and “high-speed rail system”; amending s. 341.840, F.S.; revising the tax exemption of the authority and its agents and contractors; providing for annual redetermination of eligibility for exemption; providing for recapture of taxes when an exemption is used inappropriately; providing for rules; providing an effective date.

—was referred to the Committees on Transportation; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Sebesta—

SB 2414—A bill to be entitled An act relating to uniform traffic control; providing a popular name, the “Active Construction Work Zone Safety Act of 2004”; providing legislative findings and declarations; amending s. 316.003, F.S.; defining the terms “active construction work zone” and “photo speed detection system”; amending s. 316.0745, F.S.; providing that photo speed detection system requirements and testing procedures be reviewed and approved by the Department of Highway Safety and Motor Vehicles; requiring testing of such systems; creating s. 316.0795, F.S.; requiring obedience to posted speed limit in an active construction work zone; providing for use of a photo speed detection system to enforce speed limits in an active construction work zone; requiring advance warning signs to notify drivers of the photo speed detection system; requiring the signs to meet requirements established by the Department of Transportation; providing for designation of photo speed detection enforcement officers by the Department of Transportation in conjunction with the Department of Highway Safety and Motor Vehicles; providing procedures for processing citations; specifying liability for payment of fines; providing for contest of citations in court; authorizing the Department of Transportation, in conjunction with the Department of Highway Safety and Motor Vehicles, to adopt rules and procedures; providing that enforcement by photo speed detection systems is supplemental to enforcement by law enforcement officers; providing penalties; requiring annual reports by the Department of Transportation, in coordination with the Department of Highway Safety and Motor Vehicles, to the Governor and the Legislature; amending s. 316.183, F.S.; prohibiting exceeding the posted maximum speed limit in an active construction work zone; providing penalties; amending s. 316.640, F.S.; providing for training and qualifications of photo speed detection enforcement officers; authorizing the Department of Transportation, the Department of Highway Safety and Motor Vehicles, and expressway authorities to employ independent contractors or designate employees as photo speed detection enforcement officers; authorizing the officers to enforce speed limits in active construction work zones; amending s. 318.14, F.S.; revising procedures for issuance and acceptance of citations for traffic infractions; providing for civil penalties when a person cited for violation of the speed limit in an active construction work zone elects to appear in court; providing requirements and procedures for citations issued under s. 316.0795, F.S.; providing for effect of the violation; providing circumstances under which a person other than the owner of the vehicle shall be responsible and liable for payment of fine; providing for civil penalties when a person cited under s. 316.0795, F.S., for violation of the speed limit in an active construction work zone elects to appear in court; amending s. 318.18, F.S.; providing civil penalties for violation of the speed limit in an active construction work zone; amending s. 318.21, F.S.; providing for disposition of civil penalties collected for violations cited under s. 316.0795, F.S.; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; Appropriations; and Rules and Calendar.

By Senator Sebesta—

SB 2416—A bill to be entitled An act relating to a public records exemption; creating s. 516.115, F.S.; creating an exemption from public records requirements for information obtained by the Office of Financial Regulation of the Financial Services Commission in connection with investigations and examinations under the Florida Consumer Finance Act; providing a privilege against civil liability for persons who furnish information or evidence to the office; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Campbell—

SB 2418—A bill to be entitled An act relating to trust fund investments; amending s. 215.47, F.S.; requiring the State Board of Administration to regularly review investments in limited partnerships and limited liability companies to determine whether the investments should be continued; reenacting ss. 215.5601(4)(a), 215.69(4), 218.407(2), 766.315(5)(e), 1009.70(6), 1009.972(4), and 1010.619, F.S., to incorporate the amendment to s. 215.47, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Campbell—

SB 2420—A bill to be entitled An act relating to seniors' services; authorizing each county to create an independent special district to provide funding for seniors' services; requiring approval by a majority vote of electors to annually levy ad valorem taxes not to exceed a certain maximum; creating a governing board for the special district; specifying criteria for membership to the governing board; providing terms of office; clarifying that a county may provide seniors' services or create a special district to provide such services by general or special law; specifying the powers and functions of a council on seniors' services; requiring each council to appoint a chair and a vicechair and elect officers, to identify and assess the needs of the seniors in the county served by the council, to provide training and orientation to new members of the council, to make and adopt bylaws and rules for the council's operation and governance, and to provide an annual written report to the governing body of the county; requiring the council to maintain minutes of each meeting and to serve without compensation; requiring the council to prepare a tentative annual written budget and to compute millage rate to fund the tentative budget; requiring that all tax money collected be paid directly to the council on seniors' services by the tax collector of the county and deposited in qualified public depositories; specifying expenditures of funds; requiring the council to prepare and file a financial report with the governing body of the county; providing that a district may be dissolved by a special act of the Legislature or by ordinance by the governing body of the county; specifying obligations of the county if a district is dissolved; providing that the governing body of a county may fund the budget of the council on seniors' services from its own funds after or during the council's first year of operation; requiring a special district to comply with statutory requirements related to the filing of a financial or compliance report; authorizing a county to create a dependent special district to provide certain services for seniors; authorizing the district to seek grants from several sources and to accept donations from public and private sources; providing legislative intent with respect to the use of funds collected by a council on seniors' services; providing that two or more councils on seniors' services may enter into a cooperative agreement to share administrative costs, staff, and office space and to seek

grants, to accept donations, or to jointly fund programs serving multi-county areas; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Finance and Taxation; and Appropriations.

By Senator Crist—

SB 2422—A bill to be entitled An act relating to criminal prosecutions; creating s. 918.19, F.S.; prescribing rights of the prosecution in closing arguments; repealing Rule 3.250, Florida Rules of Criminal Procedure, relating to the accused as a witness and being entitled to concluding arguments before the jury, to the extent of inconsistency with the act; providing an effective date.

—was referred to the Committees on Judiciary; and Criminal Justice.

By Senator Crist—

SB 2424—A bill to be entitled An act relating to probation or community control for a sex offender; amending s. 948.03, F.S.; prohibiting a sex offender from having unsupervised contact with a child younger than 18; authorizing the court to approve supervised contact if the offender successfully completes a treatment program, a risk assessment is prepared, and an adult responsible for the child's welfare supervises the contact; requiring that the supervising adult be provided with a safety plan prepared by the offender's sex therapist; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Crist—

SB 2426—A bill to be entitled An act relating to electronic monitoring services; amending s. 648.387, F.S.; authorizing bail bond agents to provide electronic monitoring of pretrial releasees; authorizing bail bond agents to contract with government entities to provide electronic monitoring services; authorizing such agents to assess and collect a fee for electronic monitoring services; providing that failure to make timely payment of fees constitutes grounds to remand; providing that the assessment and collection of such fee is exempt from regulation by the Department of Financial Services; creating s. 903.0472, F.S.; authorizing pretrial release subject to electronic monitoring; authorizing a fee for such services; providing that failure to make timely payment of electronic monitoring fees constitutes a violation of pretrial release conditions; providing that a violation of pretrial release conditions constitutes grounds to remand; requiring reporting of violations of pretrial release conditions; providing that it is a third-degree felony for certain persons to alter, tamper with, damage, or destroy electronic monitoring equipment; providing criminal penalties; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Crist—

SB 2428—A bill to be entitled An act relating to public records; creating s. 559.5472, F.S.; creating an exemption from public-records requirements for documents produced during an investigation or examination of a commercial collection agency conducted by the Office of Financial Regulation; creating s. 559.7261, F.S.; creating an exemption from public-records requirements for documents produced during an investigation or examination of a consumer collection agency conducted by the office; providing for future legislative review and repeal; providing findings of public necessity; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Crist—

SB 2430—A bill to be entitled An act relating to collection practices; amending s. 559.544, F.S.; requiring an applicant to apply to the Office of Financial Regulation to register as a commercial collection agency; amending s. 559.545, F.S.; requiring an applicant to comply with certain procedures to register as a commercial collection agency; prescribing that a registration that is not renewed expires automatically; providing procedures by which a commercial collection agency may reinstate its registration; amending s. 559.546, F.S.; requiring each applicant to purchase a surety bond; creating s. 559.5471, F.S.; detailing the powers and duties of the office with respect to regulating commercial collection agencies; authorizing the office to adopt rules; authorizing the office to issue subpoenas and subpoenas duces tecum under certain conditions; providing procedures the office may use when a person does not comply with a subpoena; permitting a court to grant injunctive or other relief when a person does not comply with a subpoena; authorizing the court to award attorney's fees and costs to the office under certain circumstances; creating s. 559.5473, F.S.; authorizing the office to seek injunctive relief under certain circumstances; authorizing a court to appoint a receiver under specified conditions; creating s. 559.5474, F.S.; authorizing the office to issue cease and desist orders; creating s. 559.5475, F.S.; permitting specified documents made by a financial examiner to be admitted into evidence under certain conditions; creating s. 559.5476, F.S.; requiring each registrant to maintain business records; authorizing the office to adopt rules to designate the types of information a registrant must maintain; creating s. 559.5477, F.S.; providing for administrative remedies; specifying the grounds under which a commercial collection agency may have its registration suspended or revoked; permitting a commercial collection agency to terminate its registration; authorizing the office to impose an administrative fine up to \$1,000 per violation; amending s. 559.55, F.S.; providing definitions; amending s. 559.552, F.S., relating to the relationship of state and federal laws; providing for construing interpretations of the Federal Trade Commission and the federal courts when applying state and federal laws and rules relating to consumer collection practices; amending s. 559.553, F.S.; requiring an applicant to provide certain information to register as a consumer collection agency; amending s. 559.555, F.S.; revising application procedures for consumer collection agencies; requiring an applicant to furnish specified information; requiring an applicant to report specified information on crimes and licensure discipline committed by the applicant; listing the grounds for denying an application for registration; providing that registrations automatically expire; providing procedures for a consumer collection agency to renew its registration; amending s. 559.565, F.S.; providing that an out-of-state consumer collection agency otherwise subject to this state's jurisdiction is subject to sanctions for committing prohibited practices; amending s. 559.72, F.S.; specifying certain activities as prohibited consumer collection practices; amending s. 559.725, F.S.; authorizing the office to conduct investigations of consumer complaints; providing for the examination of a registrant; creating s. 559.726, F.S.; detailing the powers and duties of the office with respect to regulating consumer collection agencies; authorizing the office to adopt rules; authorizing the office to issue subpoenas and subpoenas duces tecum under certain conditions; providing procedures the office may use when a person does not comply with a subpoena; permitting a court to grant injunctive or other relief when a person does not comply with a subpoena; authorizing the court to award attorney's fees and costs to the office under certain circumstances; creating s. 559.7262, F.S.; authorizing the office to seek injunctive relief under certain circumstances; creating s. 559.7263, F.S.; authorizing the office to issue cease and desist orders; creating s. 559.7264, F.S.; permitting certain documents prepared by a financial examiner to be admitted into evidence under specified conditions; creating s. 559.7265, F.S.; requiring each registrant to maintain business records; authorizing the office to adopt rules to designate the types of information a registrant must maintain; amending s. 559.730, F.S.; providing administrative remedies for violating prohibited consumer collection practices; specifying the prohibited practices for which a consumer collection agency's registration may be suspended or revoked; providing that a consumer collection agency may terminate its registration; authorizing the office to assess an administrative fine of up to \$1,000 per violation; amending s. 559.77, F.S.; providing for construing interpretations of the Federal Trade Commission and the federal courts when applying state and federal laws and rules; amending s. 559.785, F.S.; specifying certain activities that subject a person to a criminal penalty; repealing ss. 559.547 and 559.563, F.S., relating to void registrations; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Appropriations.

By Senator Crist—

SB 2432—A bill to be entitled An act relating to vehicular accidents involving death or personal injuries; providing a short title; amending s. 316.027, F.S.; requiring the court to sentence a driver of a vehicle to a minimum term of imprisonment if the person is driving under the influence and leaves the scene of an accident that results in death; requiring the court to order the driver of a vehicle to make restitution to the victim for any damage or loss if a driver leaves the scene of an accident that results in injury or death; requiring the court to make the payment of restitution a condition of probation; providing that an order requiring the defendant to make restitution to a victim does not remove or diminish the requirement that the court order payment to the Crimes Compensation Trust Fund; amending s. 316.193, F.S.; requiring that a person convicted of DUI manslaughter be sentenced to a mandatory minimum term of imprisonment; amending s. 921.0021, F.S.; requiring that victim-injury points be assessed against an offender convicted of leaving the scene of an accident that results in injury or death; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Crist—

SB 2434—A bill to be entitled An act relating to the Florida Comprehensive Assessment Test; amending s. 1008.22, F.S.; prohibiting the administration of the FCAT during the first week of a regular legislative session; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; Appropriations; and Rules and Calendar.

By Senator Crist—

SB 2436—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; creating an exemption from public-records requirements for personal identifying information contained in records concerning current or former juvenile probation officers, juvenile probation supervisors, and juvenile detention officers of the Department of Juvenile Justice, and their spouses and children; providing for future repeal and legislative review under the Open Government Sunset Review Act of 1995; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Posey—

SB 2438—A bill to be entitled An act relating to retirement; amending s. 121.021, F.S.; redefining the term "average final compensation" with respect to the Florida Retirement System; revising contribution rates as part of the funding process; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Margolis—

SB 2440—A bill to be entitled An act relating to school district governance; requiring the creation of a committee in specified school districts to review the current governing structure of the school district; specifying the areas to be evaluated; providing committee membership and staff; providing for committee recommendations; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; Appropriations; and Rules and Calendar.

By Senator Margolis—

SB 2442—A bill to be entitled An act relating to life insurance and annuity contracts; amending s. 624.402, F.S.; providing that a certificate of authority is not required for certain life insurance policies or annuity contracts issued by an insurer domiciled outside the United States and covering only persons who are not residents of the United States; requiring that the Office of Insurance Regulation determine that the insurer meets certain requirements; requiring the insurer to disclose certain information; providing for the office to determine when the insurer is no longer eligible for the exemption; providing an exemption from certain taxes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Margolis—

SB 2444—A bill to be entitled An act relating to property tax; amending s. 193.155, F.S.; providing an additional type of transfer that does not create a change in ownership for purposes of homestead assessments; amending s. 194.011, F.S.; revising requirements for petitioners and property appraisers with respect to providing evidence lists and documentation for proceedings of the value adjustment board; amending s. 194.032, F.S.; requiring that a petitioner be notified earlier of a scheduled appearance before the value adjustment board; amending s. 195.062, F.S.; authorizing the Department of Revenue to provide additional information in its update of the manual of instructions for property appraisers and other officials; repealing s. 373.516, F.S., relating to the assessment of rights-of-way of railroads and other public service corporations; creating s. 689.261, F.S.; requiring a seller to give notice to the prospective purchaser of homestead property concerning ad valorem taxes on the property; specifying the form of notice; providing for the right of the purchaser to void the contract for sale under certain circumstances; creating s. 193.017, F.S.; providing for assessment of property used for affordable housing and subject to a low-income housing tax credit; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Regulated Industries; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dockery—

SB 2446—A bill to be entitled An act relating to installations honoring military veterans and their families; creating the “Ellwood Robinson ‘Bob’ Pipping, Jr., Memorial Act”; providing a popular name; providing purpose; authorizing the Department of Transportation to enter into contract with a group or organization for the installation and maintenance of plaques, markers, monuments, memorials, or various retired military equipment at rest stops; providing for a committee to approve proposals for the contracts; providing for membership and terms of members of the committee; requiring approval by said committee for such contracts; providing conditions for approval; providing that the group or organization shall be responsible for costs; providing an effective date.

—was referred to the Committees on Transportation; and Military and Veterans’ Affairs, Base Protection, and Spaceports.

By Senator Saunders—

SB 2448—A bill to be entitled An act relating to public health; amending s. 17.41, F.S.; authorizing funds from the Tobacco Settlement Clearing Trust Fund to be disbursed to the Biomedical Trust Fund in the Department of Health; amending s. 20.43, F.S.; designating the Division of Emergency Medical Services and Community Health Resources as the “Division of Emergency Medical Operations”; designating the Division of Information Resource Management as the “Division of Information Technology”; designating the Division of Health Awareness and Tobacco as the “Division of Health Access and Tobacco”; creating the Division of Disability Determinations; amending s. 216.2625, F.S.; providing that

certain positions within the Department of Health are exempt from a limitation on the number of authorized positions; amending s. 381.0011, F.S.; revising duties of the Department of Health; providing for a statewide injury prevention program; amending s. 381.006, F.S.; including within the department’s environmental health program the function of investigating elevated levels of lead in blood; amending s. 381.0065, F.S., relating to onsite sewage treatment and disposal systems; revising a definition; deleting a requirement that the department make certain biennial reports to the Legislature; authorizing the department to require the submission of certain construction plans pursuant to adopted rule; amending s. 381.0066, F.S.; continuing a requirement imposing a permit fee on new construction; amending s. 381.0072, F.S.; exempting certain schools, bars, and lounges from certification requirements for food service managers; removing a licensure exemption for certain food service establishments licensed by the Office of Licensure and Certification, the Child Care Services Program Office, or the Developmental Disabilities Program Office; creating s. 381.0409, F.S.; requiring the department to establish a tobacco prevention program, contingent upon a specific appropriation; specifying components of the program; providing for the department to provide technical assistance and training to state and local entities; authorizing the department to contract for program activities; creating s. 381.86, F.S.; establishing the Institutional Review Board within the Department of Health to review certain biomedical and behavioral research; providing for the membership of the board; authorizing board members to be reimbursed for per diem and travel expenses; authorizing the department to charge fees for the research oversight performed by the board; authorizing the department to adopt rules; amending s. 381.89, F.S.; authorizing the Department of Health to impose certain licensure fees on tanning facilities; amending s. 381.90, F.S.; revising the membership and reporting requirements of the Health Information Systems Council; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release certain test results to a newborn’s primary care physician; revising certain testing requirements for newborns; increasing the membership of the Genetics and Newborn Screening Advisory Council; amending s. 383.402, F.S.; revising the criteria under which the state and local child abuse death review committees are required to review the death of a child; amending s. 391.021, F.S.; redefining the term “children with special health care needs” for purposes of the Children’s Medical Services Act; amending ss. 391.025, 391.029, 391.035, and 391.055, F.S., relating to the Children’s Medical Services program; revising the application requirements for the program; revising requirements for eligibility for services under the program; authorizing the department to contract with out-of-state health care providers to provide services to program participants; authorizing the department to adopt rules; requiring that certain newborns with abnormal screening results be referred to the program; amending s. 391.302, F.S.; revising certain definitions relating to developmental evaluation and intervention services; amending s. 391.303, F.S.; revising certain requirements for providing those services; amending s. 391.308, F.S.; creating the Infants and Toddlers Early Intervention Program within the Department of Health; requiring the department, jointly with the Department of Education, to prepare grant applications and to include certain services under the program; amending s. 395.1027, F.S.; authorizing certain licensed facilities to release patient information to regional poison control centers; amending s. 395.404, F.S.; requiring trauma centers and acute care hospitals to notify the Department of Health of persons with certain brain or spinal cord injuries; amending s. 401.211, F.S.; providing legislative intent with respect to a statewide injury-prevention program; creating s. 401.243, F.S.; providing duties of the department for establishing such a program; authorizing the department to adopt rules; amending s. 404.056, F.S.; revising the radon testing requirements for schools and certain state-operated or state-licensed facilities; amending s. 409.814, F.S.; providing certain eligibility requirements for the Florida Healthy Kids and Medikids programs; amending s. 468.302, F.S.; revising certain requirements for administering radiation and performing certain other procedures; amending s. 468.304, F.S.; revising requirements for obtaining certification from the department as an X-ray machine operator, a radiographer, or a nuclear medicine technologist; amending s. 468.306, F.S.; requiring remedial education for certain applicants for certification; amending s. 468.3065, F.S.; providing that the application fee is nonrefundable; amending s. 468.307, F.S.; revising the expiration date of a certificate; amending s. 468.309, F.S.; revising requirements for certification as a radiologic technologist; providing for a certificateholder to resign a certification; amending s. 468.3095, F.S.; revising requirements for reactivating an expired certificate; amending s. 468.3101, F.S.; authorizing the department to conduct investigations and inspections; clarifying certain grounds for disciplinary actions; amending s. 489.553, F.S.; providing requirements for regis-

tration as a master septic tank contractor; amending s. 489.554, F.S.; authorizing inactive registration as a septic tank contractor; providing for renewing a certification of registration following a period of inactive status; amending s. 784.081, F.S.; increasing certain penalties for an assault or battery that is committed against an employee of the Department of Health or against a direct service provider of the department; repealing ss. 381.0098(9), 385.103(2)(f), 385.205, 385.209, 391.301(3), 391.305(2), 393.064(5), and 445.033(7), F.S., relating to obsolete provisions governing the handling of biomedical waste, rulemaking authority with respect to community intervention programs, programs covering chronic renal disease, information on cholesterol, intervention programs for certain hearing-impaired infants, contract authority over the Raymond C. Philips Research and Education Unit, and an exemption from the Florida Biomedical and Social Research Act for certain evaluations; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Criminal Justice; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Sebesta—

SB 2450—A bill to be entitled An act relating to public employees; requiring an employee who is a member of the Legislature to take unpaid leave for time away from employment while on legislative business; defining the term “public employee”; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Education; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Klein—

SB 2452—A bill to be entitled An act relating to cargo chassis; defining “ocean marine terminal” and “intermodal chassis” or “chassis”; requiring the inspection, tagging, quarantine, and repair of cargo chassis that fail to pass described roadability inspections; providing for inspection of chassis in lieu of inspections required for motor carriers or motor vehicles; providing for application; prohibiting ocean marine terminal operators to tender to or interchange with a motor carrier an intermodal chassis that fails to pass inspection; requiring certification that the chassis has passed inspection; providing penalties for violation; providing that the inspection requirement is in addition to specified annual inspection; requiring routine chassis inspections prior to placement of container on the chassis and prior to release for operation; requiring daily records of the inspections; providing for form and content of such records; prohibiting retaliation against an inspector; providing procedure and remedies for violation; requiring specified identification and separation of chassis that pass and fail the inspection; providing for tags to specify whether a chassis has passed or failed the inspection; authorizing a driver to request reinspection of chassis under certain circumstances; providing procedures; providing for compensation of the driver under specified circumstances; prohibiting retaliation against the driver; providing procedures and remedies for violation; requiring records of reinspection requests; providing for content of such records; authorizing driver to contact law enforcement agency in lieu of making such reinspection request; providing for maintenance and availability of records; requiring the Department of Transportation to conduct onsite reviews to determine compliance; providing procedures in the event of noncompliance; providing procedures in the event of inspection results indicating imminent danger to the public; authorizing officers of the Florida Highway Patrol and other law enforcement officers to enter premises and perform inspections; providing for citation of violations; providing penalties for such citations; providing for defect in and voidability of certain contracts; authorizing the Department of Transportation to adopt rules; providing for applicability of the act to safe driving laws; providing an effective date.

—was referred to the Committees on Transportation; Home Defense, Public Security, and Ports; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Margolis—

SB 2454—A bill to be entitled An act relating to the Florida Joint Underwriting Association; amending s. 627.311, F.S.; specifying that no cause of action may arise against the association for certain actions taken in performance of certain duties or responsibilities; specifying application of such immunity to actions brought against the association alleging bad faith; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

Senate Resolutions 2456-2458—Not referenced.

By Senator Haridopolos—

SB 2460—A bill to be entitled An act relating to trespass; amending s. 810.011, F.S.; providing that property that is owned or leased by a railroad or railway company does not have to satisfy the definition of “posted land” in order to obtain the benefits of ss. 810.09 and 810.12, F.S., in certain circumstances; amending s. 901.15, F.S.; authorizing a law enforcement officer to make a warrantless arrest if there is probable cause to believe a person has committed trespass to a stationary rail or roadbed in certain circumstances; reenacting s. 810.09(1)(a), F.S., relating to trespass on property other than structure or conveyance, for the purpose of incorporating the amendment to s. 810.011, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; and Rules and Calendar.

By Senator Miller—

SR 2462—A resolution supporting continued funding of the Florida Tobacco Control Program.

—was referred to the Committees on Health, Aging, and Long-Term Care; Appropriations; and Rules and Calendar.

SB 2464—Withdrawn prior to introduction.

By Senator Webster—

SB 2466—A bill to be entitled An act relating to uniform firesafety standards in nursing homes; amending s. 633.022, F.S.; requiring that each nursing home licensed under part II of ch. 400, F.S., be protected by an approved, supervised automatic sprinkler system; providing schedules for the installation of the automatic sprinkler system in hazardous and nonhazardous areas of a nursing home; authorizing the Department of Financial Services to grant extensions for specified periods for installing a sprinkler system in nonhazardous areas of a nursing home; prohibiting extensions for installing a sprinkler system in hazardous areas of a nursing home; authorizing the department to adopt rules; directing the department to enforce the sprinkler system standards; providing that nursing homes that violate the act are subject to administrative sanctions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health, Aging, and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Crist—

SB 2468—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.055, F.S.; authorizing designation of

positions within the offices of the capital collateral regional counsels as Senior Management Service Class; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Crist—

SB 2470—A bill to be entitled An act relating to indictment of a juvenile; amending s. 985.225, F.S.; requiring the court to make a determination of competency when a minor is indicted for an offense punishable by death or by life imprisonment; providing an effective date.

—was referred to the Committees on Judiciary; and Criminal Justice.

By Senator Haridopolos—

SB 2472—A bill to be entitled An act relating to motor vehicle speed competitions; amending s. 316.191, F.S.; defining “conviction”; revising penalties for violation of prohibitions against described motor vehicle speed competitions; providing for application of the Florida Contraband Forfeiture Act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Transportation.

By Senator Haridopolos—

SB 2474—A bill to be entitled An act relating to penny-ante games; amending s. 849.085, F.S.; exempting the conduct of penny-ante games in described facilities from a prohibition against soliciting participants through advertising; providing an effective date.

—was referred to the Committees on Regulated Industries; Comprehensive Planning; and Criminal Justice.

By Senator Haridopolos—

SB 2476—A bill to be entitled An act relating to administrative expunction of nonjudicial arrest records; amending s. 943.0581, F.S.; requiring the arresting law enforcement agency to apply to the Department of Law Enforcement for the administrative expunction of certain nonjudicial records of arrest; authorizing certain persons to apply directly to the department for administrative expunction in certain circumstances; requiring such persons to support such application with an endorsement; providing that an application or endorsement may not be admitted into evidence or construed as an admission of liability; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

SR 2478—Not referenced.

By Senator Alexander—

SB 2480—A bill to be entitled An act relating to agricultural equipment manufacturers, distributors, and dealers; amending s. 686.40, F.S.; providing a popular name; amending s. 686.401, F.S.; clarifying intent of the Agricultural Equipment Manufacturers and Dealers Act to provide for regulation of the conduct of manufacturers, distributors, and dealers of equipment primarily designed for or used in agriculture; amending s. 686.402, F.S.; revising and adding definitions; amending s. 686.403, F.S.; clarifying provisions relating to application; amending s. 686.405, F.S.; providing that it is unlawful to deny, delay payment for, or restrict warranty claims under certain circumstances; providing for audit of warranty claims; amending s. 686.406, F.S.; clarifying provisions relating to surplus parts; amending s. 686.407, F.S.; providing

requirements for the establishment of a new dealership or relocation of a current dealership within a certain area; providing requirements for the sale or lease of new equipment; amending s. 686.409, F.S.; clarifying provisions relating to compensation for inventory under certain circumstances; amending s. 686.413, F.S.; providing additional unlawful acts and practices in the conduct of the manufacturing, distribution, wholesaling, franchising, sale, and advertising of equipment; providing requirements for termination of a franchise or selling agreement under certain circumstances; amending s. 686.418, F.S.; clarifying provisions relating to the effect of the act on local ordinances; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Agriculture; and Transportation.

By Senator Alexander—

SB 2482—A bill to be entitled An act relating to motor vehicle personal injury protection insurance benefits; amending s. 627.736, F.S.; deleting the period of time relating to adjustments in the Medical Care Item of the Consumer Price Index which applies to allowable amounts that may be charged to a personal injury protection insurance insurer and insured for magnetic resonance imaging services; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Alexander—

SB 2484—A bill to be entitled An act relating to citrus canker; amending s. 120.80, F.S.; excluding certain statements and actions by the Department of Agriculture and Consumer Services from application of certain rules; creating s. 933.40, F.S.; providing definitions; providing for issuance of agriculture warrants for certain purposes under certain circumstances; requiring probable cause; providing criteria procedures for issuing such warrants; providing certain guidelines and limitations on required notice; providing for ex parte hearing for certain warrant applications; providing a time limit on the effectiveness of certain warrants; providing a criminal penalty for refusal to permit execution of a warrant; prohibiting certain persons from giving certain information as a confidential informant under certain circumstances; providing construction; amending s. 581.184, F.S.; authorizing the destruction of certain trees; providing a notice requirement to certain property owners; preempting regulation of tree removal and destruction to the state; providing an effective date.

—was referred to the Committees on Agriculture; and Judiciary.

By Senators Cowin and Wasserman Schultz—

SB 2486—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Support Soccer license plate; providing for an annual use fee; providing for the distribution of such fees received from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Alexander—

SB 2488—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; redefining and defining terms; providing for the State Board of Administration to specify interest due on delinquent remittances; revising conditions of, amounts of, and procedures relating to reimbursement contracts; revising maximum rates of, and procedures relating to, emergency assessments; revising

provisions relating to reinsurance; deleting expired provisions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Alexander—

SB 2490—A bill to be entitled An act relating to health care clinics; amending s. 400.9905, F.S.; redefining the terms “clinic” and “medical director” for purposes of the Health Care Clinic Act; defining the term “mobile clinic”; amending s. 400.991, F.S.; providing that entities that provide specified portable equipment are considered mobile clinics; redefining the term “applicant”; amending s. 400.9935, F.S.; requiring applicants who voluntarily apply to the Agency for Health Care Administration for a certification of exemption from licensure to pay a fee; amending s. 400.995, F.S.; clarifying that the agency may deny, revoke, or suspend specified licenses and impose fines; providing that a temporary license expires after a notice of intent to deny an application is issued by the agency; providing that persons or entities made exempt under the act are not in violation due to failure to comply with certain requirements governing clinic licensure; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Finance and Taxation; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Alexander—

SB 2492—A bill to be entitled An act relating to the criminal use of personal identification information; amending s. 817.568, F.S.; defining the term “counterfeit or fictitious personal identification information”; providing that it is a third-degree felony for a person to fraudulently possess the personal identification information of a deceased person; providing that a person who fraudulently uses the personal identification information of a deceased person commits a second-degree felony; providing criminal penalties; requiring a mandatory minimum sentence; providing that it is a third-degree felony to fraudulently use, or possess to use, counterfeit or fictitious personal identification information of another; providing criminal penalties; authorizing the court to reduce or suspend the sentence of a defendant providing substantial assistance to a law enforcement agency; requiring that certain persons convicted of personal identification information misrepresentation have the offense reclassified to the next higher degree; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Alexander—

SB 2494—A bill to be entitled An act relating to seizure and forfeiture of contraband; creating s. 810.091, F.S.; providing for contraband items to be seized by and forfeited to certain law enforcement agencies in certain circumstances related to trespass; specifying circumstances in which such seizure may occur; requiring the court to make a finding at the disposition of certain criminal cases as to the use of a contraband item; authorizing forfeiture in certain circumstances; requiring forfeiture in certain circumstances; defining the term “convicted”; providing circumstances in which forfeiture is precluded due to a lack of certain knowledge by the registered owner of a contraband item; providing circumstances in which prima facie evidence of such knowledge may be inferred; providing that the rights, title, and interest to a contraband item shall be ordered to the seizing agency upon forfeiture, subject only to the rights of bona fide lienholders; providing for the return of the contraband item to the registered owner in certain circumstances; providing for written notice of the seizure to specified persons; authorizing procedures for providing such notice; requiring that the notice be provided within a reasonable time; specifying the contents of such notice; providing a procedure for circumstances in which the registered owner

cannot be identified or located; specifying circumstances in which the person from whom the contraband item was seized may be liable for loss to the registered owner; providing that the person who receives such notice must respond in certain circumstances; providing that the response must occur within a specified time and must contain certain information; authorizing the exclusion of certain evidence in certain circumstances; authorizing the seizing agency to retain or sell a contraband item subsequent to forfeiture; providing for the allocation and sharing of the value of a forfeited contraband item among certain law enforcement agencies; specifying that funds received by a law enforcement agency are supplemental funds; prohibiting a municipality, county, or state from using such funds as replacement funds; providing that the provisions of ch. 932, F.S., shall not apply to actions for seizure or forfeiture; authorizing actions for seizure or forfeiture under the Florida Contraband Forfeiture Act in lieu of certain proceedings; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Fasano—

SB 2496—A bill to be entitled An act relating to public records and meetings; creating an exemption from public records and public meetings requirements for certain information held by the Governor’s Advisory Council on Base Realignment and Closure or the Office of Tourism, Trade, and Economic Development; creating an exemption from public records requirements for certain specified documents and materials received or developed by sources in service to the Governor’s Advisory Council on Base Realignment and Closure; creating an exemption from public meetings requirements for meetings of the Governor’s Advisory Council on Base Realignment and Closure if exempt documents or records are presented or discussed; providing access to exempt or confidential information under specified circumstances; providing a penalty; providing for future repeal and legislative review under the Open Government Sunset Review Act of 1995; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans’ Affairs, Base Protection, and Spaceports; Governmental Oversight and Productivity; and Rules and Calendar.

By Senators Lynn and Fasano—

SB 2498—A bill to be entitled An act relating to condominium associations; amending s. 718.103, F.S.; defining the term “immediate family member”; amending s. 718.104, F.S.; prohibiting the exercise of multiple votes by owners of multiple units; amending s. 718.110, F.S.; providing for grandfathering and modification of rental rights; providing for certain application of the amendment of unit owners’ rental rights; providing certain voting and approval criteria for amendments depriving owners of certain rights; amending s. 718.112, F.S.; requiring super majority votes to reduce certain required reserves; creating s. 718.1125, F.S.; imposing eligibility restrictions on association members; authorizing the Division of Florida Land Sales, Condominiums, and Mobile Homes to adopt rules; amending s. 718.116, F.S.; increasing percentage of mortgage debt used as a limit on liability in certain foreclosure actions; requiring notice of intent to record a claim of lien; designating liens inoperative and unenforceable if requirements are not fulfilled; changing priority of claims to which payments for delinquent assessments are made; providing that certain late fees and interest shall not be the sole basis for a lien; providing limitations on recording a claim of lien; requiring a claim of lien and notice for collections to contain a certain statement; providing criminal penalties for willful and malicious imposition, enforcement, or overvaluation of a lien; requiring a super majority board approval for excess funds from a special assessment to be credited against future assessments; requiring board actions imposing financial hardships to be ratified by a majority of all voting interests; amending s. 718.3025, F.S.; requiring additional disclosures for contract validity or enforceability; providing that certain business entities may be contracted by the association to provide certain services if approved by a majority of all unit owners; amending s. 718.3026, F.S.; deleting a provision authorizing associations with fewer than 100 units to opt out of certain products and services contracting requirements; lowering a

threshold percentage to require competitive bidding; requiring a minimum number of bids; specifying nonapplication to all employment contracts; creating s. 718.305, F.S.; authorizing the association to conduct criminal background checks of potential unit owners and tenants; amending s. 718.501, F.S.; requiring mandatory training for certain board members; creating s. 718.5011, F.S.; creating an Office of the Condominium Ombudsman within the division of Florida Land Sales, Condominiums, and Mobile Homes; providing for the office's independence from the division; authorizing the Joint Legislative Auditing Committee to appoint the ombudsman; requiring the ombudsman to be an attorney; providing for the filling of a vacant ombudsman position; requiring the ombudsman and staff to subscribe to the oath of office required of state officers; prohibiting the ombudsman and staff from engaging in any other profession, serving as a representative or employee of any political party, or receiving remuneration for activities on behalf of political candidates; prohibiting the ombudsman and staff from seeking public office unless resigned from the Office of the Condominium Ombudsman; providing requirements and limitations on office staff; creating s. 718.5012, F.S.; providing for powers and duties of the ombudsman; creating s. 718.5013, F.S.; providing for compensation and expenses for the office; authorizing the ombudsman to employ clerical and technical assistants for certain purposes; creating s. 718.5014, F.S.; providing for the location of the ombudsman's office; creating s. 718.5015, F.S.; creating the Advisory Council on Condominiums; providing for membership, functions, meetings, and offices of the council; amending s. 718.504, F.S.; revising provisions relating to certain prospectus and offering circulars; requiring developers of certain condominiums to provide a prospectus including a "Frequently Asked Questions and Answers" document; requiring the document to contain certain information; reducing the threshold amount to be required to be disclosed in controversy for litigation; requiring certain information to be included in the prospectus or offering circular; providing for a type two transfer of all records, personnel, property, and unexpended balances of appropriations, allocations, or other funds for the administration of pt. VIII of ch. 468, F.S., from the Division of Professions to the Division of Florida Land Sales, Condominiums, and Mobile Homes within the Department of Business and Professional Regulation; preserving the department's authority to pursue certain remedies; creating s. 718.510, F.S.; requiring the creation of a Condominium Owners' Bill of Rights; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Productivity; Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

Bill numbers **2500-2502** have been reserved for appropriations bills.

By Senator Hill—

SB 2504—A bill to be entitled An act relating to the Florida KidCare program; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules and Calendar.

By Senator Lee—

SJR 2506—A joint resolution proposing amendments to Section 19 of Article III of the State Constitution, relating to requirements for state budget planning, spending, and accountability.

—was referred to the Committees on Ethics and Elections; Appropriations; and Rules and Calendar.

By Senator Lee—

SB 2508—A bill to be entitled An act relating to state planning and budgeting; amending s. 11.90, F.S.; revising the membership of the Legislative Budget Commission; providing for the appointment of presiding officers; revising requirements for meetings and a quorum; revising requirements for appointing the staff of the commission; requiring the

commission to review budget amendments proposed by the Governor or Chief Justice; authorizing the commission to perform other duties prescribed by the Legislature; amending s. 29.0095, F.S.; requiring the legislative appropriations committees to prescribe the format of budget expenditure reports; amending s. 110.1245, F.S., relating to the savings sharing program; correcting a reference; amending s. 216.011, F.S.; redefining the term "consultation" and defining the term "long-range fiscal plan" for purposes of state fiscal affairs; creating s. 216.012, F.S.; providing requirements for the long-range fiscal plan prepared by the commission; requiring state agencies to provide certain information; specifying timeframes for state agencies and the commission in developing and completing the long-range fiscal plan; amending s. 216.023, F.S.; clarifying certain requirements for legislative budget instructions; amending s. 216.231, F.S.; requiring that a determination be made by the Governor rather than the commission before the release of certain appropriations; amending s. 216.262, F.S., relating to the transfer of positions; correcting a reference; amending s. 320.20, F.S.; revising requirements for the transfer of certain funds; amending s. 409.1671, F.S.; deleting obsolete provisions governing proposals to the Legislative Budget Commission; repealing s. 409.912(5), F.S., relating to a plan for implementing new Medicaid procedure codes; amending s. 631.141, F.S.; clarifying provisions requiring the commission to approve certain appropriations; amending s. 943.61, F.S., relating to appropriations to the Capitol Police; deleting provisions requiring approval by the Governor and the commission; amending s. 1013.512, F.S.; requiring a recommendation by the Governor before placing certain school district funds in reserve; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Appropriations; and Rules and Calendar.

By Senator Lee—

SB 2510—A bill to be entitled An act relating to the investment of state trust funds; amending s. 17.61, F.S.; limiting the authority of state agencies to authorize the Chief Financial Officer to invest moneys in trust funds with interest earnings accruing to such funds; providing for interest earnings to be deposited into the General Revenue Fund; repealing ss. 211.31(3) and 633.445(3), F.S., and amending ss. 445.0325, 1011.94, and 1013.79, F.S., relating to the investment of moneys in various state trust funds and the use of accrued interest earnings; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Finance and Taxation; and Appropriations.

By Senator Lee—

SB 2512—A bill to be entitled An act relating to the service charge on general revenue; amending s. 215.20, F.S.; applying a uniform service charge to income deposited into all trust funds of the state; exempting trust fund income from the service charge if the moneys are subject to certain investment or bond requirements or held by the state in its capacity as agent or fiduciary, or if the Executive Office of the Governor, in consultation with the Legislature, determines that the state would lose revenue; deleting provisions authorizing a reduced service charge for certain trust funds; deleting provisions specifying certain trust funds to which the service charge applies; repealing ss. 215.211, 215.22, and 215.24, F.S., relating to deductions from the service charge and specified exemptions; amending ss. 20.2553, 202.193, 250.175, 339.082, 365.173, 372.107, 464.0198, 498.019, 561.027, 570.205, 576.045, 932.705, 943.365, and 1013.63, F.S., and repealing s. 372.106(3), F.S., relating to various trust funds of the state; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Finance and Taxation; and Appropriations.

By Senator Lee—

SB 2514—A bill to be entitled An act relating to the distribution of proceeds from the excise tax on documents; amending s. 201.15, F.S.;

requiring that any proceeds of the tax in excess of the amount appropriated in the 2003-2004 fiscal year be deposited into the General Revenue Fund rather than appropriated as otherwise provided by law; providing an effective date.

—was referred to the Committees on Finance and Taxation; and Appropriations.

By Senator Klein—

SJR 2516—A joint resolution proposing an amendment to Section 19 of Article III and the creation of Section 19 of Article VII of the State Constitution to require that a portion of the increase in net general revenue funds collected each year be deposited into the Budget Stabilization Fund until the Budget Stabilization Fund is at its maximum level, to require that an annual 5-year forecast be prepared by the Legislature, and to place conditions on the approval by the Legislature of the issuance of state tax-supported debt.

—was referred to the Committees on Ethics and Elections; Finance and Taxation; Appropriations; and Rules and Calendar.

By Senator Hill—

SB 2518—A bill to be entitled An act relating to seaport security standards; amending s. 311.12, F.S.; allowing the Department of Law Enforcement to waive the restriction that prohibits an individual who has been convicted of a specified offense from obtaining initial employment in or regular access to a seaport or restricted access area; providing procedures; providing duties of the Parole Commission; exempting the waiver review process from ch. 120, F.S.; providing an effective date.

—was referred to the Committees on Home Defense, Public Security, and Ports; Criminal Justice; Transportation; and Governmental Oversight and Productivity.

By Senator Jones—

SB 2520—A bill to be entitled An act relating to the Great Florida Wreck-ation Diving Trail Act; providing a popular name; providing purpose of the act; creating the Florida MARAD and U.S. Navy Vessel Placement Commission; providing membership and organization of the commission; providing duties of the commission; providing for administrative support; providing an effective date.

—was referred to the Committees on Natural Resources; Military and Veterans' Affairs, Base Protection, and Spaceports; and Governmental Oversight and Productivity.

By Senator Jones—

SM 2522—A memorial to the Congress of the United States, urging the United States Department of Defense to award the contract for the creation, development, and implementation of the Mobile User Objective System, known as MUOS, to the project team from the State of Florida led by the Raytheon Corporation in partnership with Honeywell Space Systems.

—was referred to the Committees on Military and Veterans' Affairs, Base Protection, and Spaceports; Commerce, Economic Opportunities, and Consumer Services; and Rules and Calendar.

By Senator Hill—

SB 2524—A bill to be entitled An act relating to seaport security standards; amending s. 311.12, F.S.; requiring that each seaport security plan have a procedure that notifies an individual that he or she is disqualified from employment within, or regular access to, a seaport or a seaport's restricted access area; requiring each plan to include a procedure by which the individual may appeal the decision of the seaport;

directing a seaport to have its procedures in substantial compliance with federal regulations; providing criteria for seaports to consider for inclusion in procedures for appeals and waivers from disqualification; providing that an individual remain free from subsequent convictions for 5 years before seeking employment in, or access to, a seaport; requiring each seaport to report to the Department of Law Enforcement by a specified date the number of waivers from disqualification issued in the previous 12 months; amending s. 311.125, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Home Defense, Public Security, and Ports; Criminal Justice; Judiciary; Transportation; and Governmental Oversight and Productivity.

By Senator Hill—

SB 2526—A bill to be entitled An act relating to public records; amending s. 311.12, F.S.; creating an exemption from public-records requirements for documents produced during a background investigation of an individual seeking employment at, or regular access to, a seaport in this state; providing for future legislative review and repeal; providing findings of public necessity; providing a contingent effective date.

—was referred to the Committees on Home Defense, Public Security, and Ports; Criminal Justice; Judiciary; Transportation; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Wise—

SB 2528—A bill to be entitled An act relating to insurance premium taxes; amending s. 624.509, F.S.; exempting a portion of title insurance premiums from a premium tax; amending s. 627.7711, F.S.; redefining the term "premium" to conform; providing an effective date.

—was referred to the Committees on Banking and Insurance; Finance and Taxation; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Siplin—

SB 2530—A bill to be entitled An act relating to barbering and cosmetology apprenticeship; amending s. 476.034, F.S.; defining the terms "apprentice" and "apprenticeship program"; amending s. 476.114, F.S.; authorizing certain training as an apprentice to qualify for licensure by examination to practice barbering; amending s. 476.144, F.S.; providing for the licensure of barber apprentices; requiring sponsorship by a licensed barber; requiring sponsor registration; requiring the keeping of certain records relating to barber apprentices; creating s. 476.190, F.S.; providing requirements for apprenticeship training, including minimum standards and requirements, written agreements, sponsorship requirements and restrictions, and reporting; providing rulemaking authority; creating s. 476.191, F.S.; providing duties of the Barbers' Board with respect to apprenticeship programs, including rulemaking to implement and administer regulation of such programs; amending s. 476.192, F.S.; providing fees for apprentices and apprenticeship sponsors; amending s. 476.194, F.S.; prohibiting certain acts by or involving an apprentice; providing penalties; amending s. 477.013, F.S.; defining the terms "cosmetology apprentice" and "cosmetology apprenticeship program"; amending s. 477.019, F.S.; authorizing certain training as an apprentice to qualify for licensure by examination to practice cosmetology; amending s. 477.0201, F.S.; removing a cross-reference; creating s. 477.0251, F.S.; providing requirements for apprenticeship training, including minimum standards and requirements, written agreements, sponsorship requirements and restrictions, and reporting; creating s. 477.0252, F.S.; providing duties of the Board of Cosmetology with respect to apprenticeship programs, including rulemaking to implement and administer regulation of such programs; amending s. 477.026, F.S.; providing fees for cosmetology apprentices and apprenticeship sponsors; amending ss. 477.0265 and 477.029, F.S.; prohibiting certain acts by a cosmetology apprentice; providing penalties; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Siplin—

SB 2532—A bill to be entitled An act relating to Three Kings Day; creating s. 683.33, F.S.; designating January 5 as “Three Kings Day” and authorizing local governments to issue proclamations commemorating the occasion; providing an effective date.

—was referred to the Committees on Comprehensive Planning; and Governmental Oversight and Productivity.

By Senator Campbell—

SB 2534—A bill to be entitled An act relating to public school instruction; amending s. 1003.42, F.S.; revising requirements relating to instruction in comprehensive health; providing physical education requirements for students in prekindergarten through grade 8; amending s. 1003.429, F.S.; requiring credit in personal fitness and life management skills for students selecting certain high school graduation options; amending s. 1003.43, F.S.; increasing physical education credit requirements for high school graduation and specifying criteria for satisfaction of such credit requirements; creating s. 1003.455, F.S.; requiring district school boards to ensure student participation in physical education and specifying requirements; requiring the Department of Education to monitor school district compliance; requiring corrective plans in certain circumstances; requiring assessment of physical performance and reporting of results; providing for adaptations of requirements under certain circumstances; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Geller—

SB 2536—A bill to be entitled An act relating to condominium and cooperative associations; amending ss. 718.112, 719.106, F.S.; providing for unit owners or shareholders to petition the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business and Professional Regulation to appoint an election monitor to attend the annual association meeting and supervise the election of directors; providing for the adoption of rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Comprehensive Planning; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dawson—

SB 2538—A bill to be entitled An act relating to adoption; amending s. 63.042, F.S.; defining the standard for selection of an adoptive parent; requiring individual assessment of prospective adoptive parents of a minor; eliminating the ban on adoption by a person who is a homosexual; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Siplin—

SB 2540—A bill to be entitled An act relating to the sales tax exemption for machinery and equipment used to increase productive output; amending s. 212.08, F.S.; deleting a limitation on an exemption from the

sales tax for such machinery and equipment each year; providing an effective date.

—was referred to the Committees on Military and Veterans’ Affairs, Base Protection, and Spaceports; Commerce, Economic Opportunities, and Consumer Services; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Siplin—

SB 2542—A bill to be entitled An act relating to patient’s rights; amending s. 381.026, F.S.; providing that patients have the right to participate in health care decisions, select their physician or other health care provider, and choose between generic or brand-name prescription medications; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Siplin—

SB 2544—A bill to be entitled An act relating to health care for children; creating the Florida Universal Health Access for Children Plan; providing legislative intent; providing definitions relating to health care services for children; providing a single, publicly financed statewide program to provide medically necessary health services for each child in the state without cost to the child or his or her family; requiring the Department of Health to administer the plan; directing the department to perform certain specified activities and responsibilities; requiring the department to report annually to the Governor and the Legislature; directing the department to adopt rules to administer the plan; authorizing the department to hold public hearings; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Children and Families; Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Siplin—

SB 2546—A bill to be entitled An act relating to the governing board of the Central Florida Regional Transportation Authority; amending s. 343.63, F.S.; increasing the membership of the board; revising the method of appointing members to the board; authorizing appointments by the Governor and specified county commissions; providing for specified mayors or designated council or commission members to serve on the board; providing for the member appointed by the Secretary of Transportation to be a nonvoting member; specifying certain board member qualifications and terms of service; providing for reappointment in the case of a vacancy; providing an effective date.

—was referred to the Committees on Transportation; Comprehensive Planning; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Communication and Public Utilities; and Senator Bennett—

CS for SB 112—A bill to be entitled An act relating to trust funds; creating the Florida Alternative Electric Energy Trust Fund; providing for sources of funds and purposes; requiring funds to remain in the trust fund at the end of each fiscal year; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

By the Committees on Governmental Oversight and Productivity; Education; and Senator Clary—

CS for CS for SB 116—A bill to be entitled An act relating to education technology; creating the Florida Teaching and Learning Technology Initiative; providing for implementation by the Department of Education; providing for the appointment of a technology evaluation committee; providing for membership and duties of such committee; providing for the administration of grants to school districts; providing for the appointment of an independent contractor to evaluate the Florida Teaching and Learning Technology Initiative; requiring a report to the Governor and Legislature; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senators Fasano, Lynn, Argenziano and Margolis—

CS for SB 118—A bill to be entitled An act relating to plea agreements; amending s. 921.143, F.S.; providing a popular name; prohibiting the court from accepting a plea agreement that prohibits a law enforcement, correctional, or correctional probation officer from appearing at a parole hearing or clemency hearing; prohibiting a plea agreement that prohibits a law enforcement, correctional, or correctional probation officer who was a victim in the offense from appearing or providing a statement at the sentencing hearing; defining terms for purposes of the act; specifying that the act does not impair certain rights afforded by law or the State Constitution; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senators Wise and Fasano—

CS for SB 440—A bill to be entitled An act relating to health care; amending s. 400.506, F.S.; deleting the requirement that a registered nurse referred by a nurse registry make monthly visits to a patient; amending ss. 413.402, 413.4021, F.S., and s. 3 of chapter 2002-286, Laws of Florida; making the program for personal care attendants for spinal cord injury victims permanent; providing powers and duties of the Department of Health with respect to the program; providing criteria for participation in the program; providing for an oversight workgroup; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senators Geller and Miller—

CS for SB 444—A bill to be entitled An act relating to abrogating offensive or derogatory place names; creating s. 267.0625, F.S.; providing legislative findings that certain place names are offensive or derogatory; providing definitions; requiring the Florida Historical Commission and the Division of Historic Resources to aid state agencies and local governments in identifying geographic sites having offensive or derogatory place names; directing state agencies and local governments to identify geographic sites having offensive or derogatory place names by a specified date; directing the commission to recommend to the division replacement names; directing the division to select replacement names by a specified date; requiring state and local governments to update maps and markers with the new place names; directing the division to notify the United States Board of Geographic Names of name changes; providing specified exceptions to the act; providing an effective date.

By the Committees on Comprehensive Planning; Regulated Industries; and Senators Margolis and Bullard—

CS for CS for SB 478—A bill to be entitled An act relating to the sale of residential property; creating s. 689.261, F.S.; requiring a seller to give notice to the prospective purchaser of residential property concerning ad valorem taxes on the property; specifying the form of notice; providing an effective date.

By the Committees on Appropriations; Finance and Taxation; Governmental Oversight and Productivity; Health, Aging, and Long-Term Care; and Senator Cowin—

CS for CS for CS for CS for SB 506—A bill to be entitled An act relating to genetic counselors; creating part XV of ch. 468, F.S., the “Genetic Counseling Practice Act”; providing a short title; providing legislative purpose and intent; providing definitions; requiring licensure to practice genetic counseling; providing exemptions; creating the Board of Genetic Counselors and providing for appointment and staggering of terms of its members; requiring the board to adopt rules; providing licensure requirements; providing for biennial renewal of licensure; providing for continuing education; providing fees; prohibiting certain acts; providing penalties; providing grounds for disciplinary action; providing for denial of licensure or imposition of other disciplinary actions authorized by law; amending s. 20.43, F.S.; creating the Board of Genetic Counselors within the Division of Medical Quality Assurance in the Department of Health; amending s. 456.001, F.S.; redefining the term “health care practitioner” to include persons licensed under part XV of chapter 468, F.S.; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Children and Families; and Senator Lynn—

CS for CS for SB 512—A bill to be entitled An act relating to independent living transition services; amending s. 409.1451, F.S.; authorizing community-based providers to administer the independent living transition services; deleting references to children in foster care; adding references to children in the legal custody of the Department of Children and Family Services; revising provisions governing a young adult’s preparation for independent living; providing for the department to conduct an independent-living assessment and inform the child of the Road-to-Independence Scholarship services; requiring the department to conduct periodic staffings; providing that delivery of services is subject to the availability of funds; stipulating the purpose of the aftercare support services; expanding the aftercare support services available; providing that aftercare support services may be provided by the department; requiring that assistance to prevent homelessness be provided expeditiously; revising the scholarship award amount; creating a High School Scholarship Program and a Postsecondary Education Scholarship Program; providing the amounts for each award; establishing eligibility criteria for each program; providing renewal criteria for each program; providing reinstatement requirements for each program; providing for the age of termination from each program; providing requirements for the needs assessment for a Postsecondary Education Scholarship; providing strategies if sufficient program funds are not available; providing for enrollment periods; providing for restoration of reductions; limiting the transitional support services that young adults receiving a scholarship may receive; requiring the department to establish core expectations for independent living transition service providers; requiring each district or community-based care lead agency to annually submit a plan for meeting core expectations, a report containing outcomes, and an accounting for the previous fiscal year; requiring department authorization of plans for expenditure of specified funds; requiring the Department of Children and Family Services to provide an appeals procedure following the termination of services; abolishing the Independent Living Services Workgroup; creating the Independent Living Services Advisory Council to review and evaluate the operation of the department’s independent living transition services; providing for the activities and duties of the Independent Living Services Advisory Council; requiring the Independent Living Services Advisory Council to report to the Senate and the House of Representatives; providing for membership on the advisory council; providing for the Secretary of Children and Family Services to appoint the members and establish term lengths; eliminating the department’s rulemaking authority to proportionally reduce the scholarship awards; amending s. 39.701, F.S.; requiring that information from the independent-living assessment be provided to the courts; requiring the court to attempt to determine the child’s preparation for independence; amending s. 1009.25, F.S.; revising requirements specifying the students who are exempt from paying tuition and fees; providing an effective date.

By the Committees on Comprehensive Planning; Health, Aging, and Long-Term Care; and Senator Crist—

CS for CS for SB 532—A bill to be entitled An act relating to the Good Samaritan Act; amending s. 768.13, F.S.; including certain persons who participate in emergency response activities under the direction of or in connection with the Division of Emergency Management of the Department of Community Affairs or the Federal Emergency Management Agency within the act for purposes of immunity from civil liability under certain circumstances; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Geller—

CS for SB 572—A bill to be entitled An act relating to military personnel on duty; creating the Citizen Soldier Matching Grant Program within the Agency for Workforce Innovation; providing for matching grants to be awarded to private sector employers that provide wages to employees serving in the United States Armed Forces Reserves or the Florida National Guard while those employees are on federal active duty; providing eligibility requirements for grant recipients; directing the Agency for Workforce Innovation to develop a plan to administer the application and payment procedures for the matching grants; providing for the grant program to be funded by legislative appropriations; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senators Fasano and Aronberg—

CS for SB 578—A bill to be entitled An act relating to public-records; creating s. 893.056, F.S.; exempting from public-records requirements information and records reported to the Department of Health under the electronic monitoring system for prescription of controlled substances listed in Schedules II-IV; authorizing certain persons and entities access to patient-identifying information; providing guidelines for the use of such information and penalties for violations; providing for future legislative review and repeal; providing a finding of public necessity; providing a contingent effective date.

By the Committee on Transportation; and Senators Bullard, Lawson, Garcia, Dawson, Wasserman Schultz, Atwater, Alexander, Argenziano, Wilson and Diaz de la Portilla—

CS for SB 588—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Live the Dream license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 792—A bill to be entitled An act relating to trust funds; recreating the Bond Fee Trust Fund within the Division of Bond Finance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 794—A bill to be entitled An act relating to trust funds; recreating the Arbitrage Compliance Trust Fund within the Division of Bond Finance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 818—A bill to be entitled An act relating to trust funds; recreating the State Risk Management Trust Fund within the Department

of Financial Services without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 844—A bill to be entitled An act relating to trust funds; recreating the Administrative Trust Fund within the Office of Financial Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 846—A bill to be entitled An act relating to trust funds; recreating the Anti-Fraud Trust Fund within the Office of Financial Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 848—A bill to be entitled An act relating to trust funds; recreating the Financial Institutions' Regulatory Trust Fund within the Office of Financial Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 852—A bill to be entitled An act relating to trust funds; recreating the Regulatory Trust Fund within the Office of Financial Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 854—A bill to be entitled An act relating to trust funds; recreating the Securities Guaranty Fund within the Office of Financial Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Clary—

CS for SB 856—A bill to be entitled An act relating to trust funds; recreating the Chief Financial Officer's Federal Equitable Sharing Trust Fund within the Office of Financial Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

By the Committee on Appropriations; and Senator Smith—

CS for SB 1050—A bill to be entitled An act relating to trust funds; terminating the Consumer Frauds Trust Fund within the Justice Administrative Commission; transferring current balances and revenues of the trust fund to the Grants and Donations Trust Fund within the commission; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Campbell—

CS for SB 1072—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; redefining the terms "lease," "let," "rental," "sales price," and "tangible personal property" and defining the terms "agent," "seller," "certified service provider," "direct mail," "prewritten computer software," and "delivery

charges” for purposes of sales and use taxes; providing applicability; amending s. 212.05, F.S.; deleting provisions relating to the rental or lease of motor vehicles; providing for determination of the location of the sale or recharge of prepaid calling arrangements; amending s. 212.054, F.S.; providing the time for applying changes in local option tax rates; providing guidelines for determining the situs of certain transactions; providing for notice of a change in a local option sales tax rate; providing for applicability of s. 202.22(2), F.S., relating to determination of local tax situs, for the purpose of providing and maintaining a database of sales and use tax rates for local jurisdictions; amending s. 212.06, F.S.; defining terms; providing general rules for determining the location of transactions involving the retail sale of tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; requiring certain business purchasers to obtain multiple points of use exemption forms; providing for use of such forms; requiring certain purchasers of direct mail to obtain a direct mail form; providing for the use of such form; amending s. 212.08, F.S., relating to exemptions from the sales and use tax; defining and redefining terms used with respect to the exemption for general groceries; defining and redefining terms used with respect to the exemption for medical products and supplies; revising that exemption; amending s. 212.095, F.S.; revising provisions relating to refunds; creating s. 212.094, F.S.; providing that a purchaser seeking a refund or credit under chapter 212, F.S., must submit a written request for the refund or credit; providing a time period within which the dealer must respond to the written request; amending s. 212.17, F.S.; prescribing additional guidelines and procedures with respect to dealer credits for taxes paid on worthless accounts; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes; amending s. 213.21, F.S.; providing for amnesty to certain sellers for uncollected or unpaid sales and use taxes; amending s. 213.256, F.S., relating to simplified sales and use tax administration; defining terms; providing that authority to administer the Streamlined Sales and Use Tax Agreement rests with a governing board comprised of representatives of member states; providing for continuing effect of the agreement; providing for annual recertification by member states; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; amending s. 212.055, F.S.; conforming a cross-reference; repealing s. 212.0596(6), F.S., relating to the exemption from collecting and remitting any local option surtax for certain dealers who make mail order sales; declaring legislative intent; providing for the adoption of emergency rules; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Cowin—

CS for SB 1090—A bill to be entitled An act relating to apprenticeship training; amending ss. 446.011, 446.021, 446.032, and 446.041, F.S.; conforming provisions to the deletion of the Division of Workforce Development of the Department of Education; reassigning the division’s duties governing apprenticeship training and programs to the department; amending s. 446.045, F.S.; revising provisions governing the State Apprenticeship Advisory Council; deleting a requirement that the Governor appoint two nominating committees for the purpose of filling vacancies on the council; requiring the Governor to appoint certain members to the council representing sponsors of joint employee organizations and nonjoint employer organizations; conforming provisions to the deletion of the Division of Workforce Development of the Department of Education; reassigning the division’s duties governing apprenticeship training and programs to the department; amending ss. 446.052, 446.061, 446.071, 446.075, and 446.081, F.S.; conforming provisions to the deletion of the Division of Workforce Development of the Department of Education; reassigning the division’s duties governing apprenticeship training and programs to the department; amending s. 446.091, F.S.; conforming provisions to the deletion of the Division of Jobs and Benefits of the former Department of Labor and Employment Security; limiting the application of the act; providing an effective date.

By the Committee on Natural Resources; and Senator Dockery—

CS for SB 1142—A bill to be entitled An act relating to water resources; amending s. 159.803, F.S.; revising the definition of “priority

project”; creating s. 373.227, F.S.; requiring the development of a comprehensive statewide water conservation program for public water supply; establishing the purposes of the program; requiring the creation of a clearinghouse or inventory to provide an integrated database for information on public water supply conservation programs; authorizing public water supply utilities to propose goal-based water conservation plans or programs with measurable goals; providing that goal-based water conservation plans or programs that are developed by public water supply utilities and that provide reasonable assurance of achieving water conservation at least as well as conservation requirements adopted by the appropriate water management district meet water conservation requirements imposed as a condition of obtaining a consumptive use permit; requiring the submission of a report by the Department of Environmental Protection; providing rulemaking authority to the Department of Environmental Protection and the water management districts; amending s. 373.0361, F.S.; providing for a public workshop on the development of regional water supply plans that include the consideration of population projections; providing for a list of water source options in regional water supply plans; providing additional regional water supply plan components; including conservation measures in regional water supply plans; revising specified reporting requirements of the Department of Environmental Protection; providing that a district water management plan may not be used as criteria for the review of permits for consumptive uses of water unless the plan or applicable portion thereof has been adopted by rule; providing construction; amending s. 373.0831, F.S.; revising the criteria by which water supply development projects may receive priority consideration for funding assistance; providing for permitting and funding of a proposed alternative water supply project identified in the relevant approved regional water supply plan; amending s. 373.1961, F.S.; providing funding priority; providing for the establishment of a revolving loan fund for alternative water supply projects; providing conditions for certain projects to receive funding assistance; amending s. 373.536, F.S.; expanding requirements of the 5-year water resource development work program for water management districts; amending s. 403.064, F.S.; revising provisions relating to reuse feasibility studies; providing for metering use of reclaimed water and volume-based rates therefor; requiring wastewater utilities to submit plans for metering use and volume-based rate structures to the department; creating s. 403.0645, F.S.; requiring certain uses of reclaimed water at state facilities; requiring state agencies and water management districts to submit to the Secretary of Environmental Protection periodic reports concerning reclaimed water use; amending s. 403.1835, F.S.; authorizing the Department of Environmental Protection to make specified deposits for the purpose of enabling below-market interest rate loans for treatment of polluted water; providing for a study of the feasibility of discharging reclaimed wastewater into canals and the aquifer system in a specified area as an environmentally acceptable means of accomplishing described objectives; requiring reports; providing effective dates.

By the Committee on Health, Aging, and Long-Term Care; and Senators Peadar and Jones—

CS for SB 1154—A bill to be entitled An act relating to a health care practitioner workforce database; creating s. 381.03015, F.S.; providing legislative intent with respect to a health care practitioner workforce database; providing definitions; creating the Florida Health Care Practitioner Workforce Database within the Department of Health; authorizing the database to be implemented in stages; giving priority in the database for information concerning allopathic and osteopathic physicians; specifying data elements of allopathic and osteopathic physicians for inclusion in the database; requiring that data for the health care practitioner workforce database be gathered from existing data sources; requiring certain entities to provide data elements to the department; authorizing the department to create an advisory committee; requiring the department to adopt rules; providing that the act will not take effect unless funds are specifically appropriated for this purpose; prohibiting the use of a specified trust fund to administer the act; providing an effective date.

By the Committees on Governmental Oversight and Productivity; and Communication and Public Utilities—

CS for SB 1162—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 365.174, F.S.,

relating to an exemption from public-records requirements provided for proprietary confidential business information held by the Wireless 911 Board or the State Technology Office; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for the repeal of the exemption; providing an effective date.

By the Committee on Education; and Senators Saunders and Aronberg—

CS for SB 1176—A bill to be entitled An act relating to building designations; designating the student community educational facility for health at Florida Gulf Coast University as “Kleist Health Education Center”; designating the facility at Florida Gulf Coast University which will house the resort and hospitality management program as “Herbert J. and Margaret S. Sugden Hall”; authorizing Florida Gulf Coast University to erect suitable markers; designating the building that houses the University of Central Florida Downtown Center as the “James and Annie Ying Academic Center”; authorizing the University of Central Florida to erect suitable markers; designating the School of Business and Industry Building at Florida Agricultural and Mechanical University as the “Sybil C. Mobley Business Building”; designating the new Allied Health Building at Florida Agricultural and Mechanical University as the “Margaret W. Lewis/Jacqueline B. Beck Allied Health Building”; designating the Architecture Building at Florida Agricultural and Mechanical University as the “Walter L. Smith Architecture Building”; designating the Archives Building at Florida Agricultural and Mechanical University as the “Carrie Meek/James N. Eaton, Sr. Southeastern Regional Black Archives Research Center and Museum; authorizing Florida Agricultural and Mechanical University to erect suitable markers; designating the new Structures and Materials Research Laboratory for the College of Engineering at the University of Florida as “The Powell Family Structures and Materials Laboratory”; designating the track/soccer stadium at the University of Florida as the “James G. Pressly Track/Soccer Stadium”; designating the Academic Advising Center at the University of Florida as “Farrior Hall”; designating the proposed band rehearsal facility at the University of Florida as “Steinbrenner Band Hall”; redesignating North-South Drive on the University of Florida campus as “Gale Lemerand Drive”; directing the University of Florida to erect markers; providing an effective date.

By the Committees on Health, Aging, and Long-Term Care; Comprehensive Planning; and Senators Campbell and Lynn—

CS for CS for SB 1184—A bill to be entitled An act relating to community associations; amending s. 718.111, F.S.; providing immunity from liability for certain information provided by associations to prospective purchasers or lienholders under certain circumstances; amending s. 720.303, F.S.; requiring specific notice to be given to association members before certain assessments or rule changes may be considered at a meeting; amending s. 768.1325, F.S.; providing immunity from civil liability for community associations that provide automated defibrillator devices under certain circumstances; prohibiting insurers from requiring associations to purchase medical malpractice coverage as a condition of issuing other coverage; prohibiting insurers from excluding from coverage under a general liability policy damages resulting from the use of an automated external defibrillator device; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Wise—

CS for SB 1210—A bill to be entitled An act relating to community contribution tax credits; amending ss. 212.08, 220.183, and 624.5105, F.S.; increasing the annual limitation on the amount of such credits which may be granted against sales and use tax, the corporate income tax, and insurance premium taxes; conforming the annual limitation for purposes of insurance premium taxes; specifying that the limitation on credits applies to sales and use tax as well as to the corporate income tax and insurance premium taxes; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Constantine—

CS for SB 1342—A bill to be entitled An act relating to the Elevator Safety Technical Advisory Council; creating s. 399.1061, F.S.; creating the council within the Division of Hotels and Restaurants of the Department of Business and Professional Regulation; providing for the membership of the council; requiring the council to provide technical assistance to the division; providing for appointments and terms of office; providing for payment of per diem and travel expenses; repealing s. 399.106, F.S., relating to the former Elevator Safety Technical Advisory Committee; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Constantine—

CS for SB 1344—A bill to be entitled An act relating to hospice facilities; amending s. 553.73, F.S.; including hospice facilities in the Florida Building Code; amending s. 400.605, F.S.; deleting provisions requiring the Department of Elderly Affairs to adopt physical plant standards for hospice facilities; creating s. 400.6055, F.S.; requiring construction standards for hospice facilities to comply with the Florida Building Code; requiring the Agency for Health Care Administration to provide technical assistance to the Florida Building Commission to update the Florida Building Code for hospice facilities; providing an effective date.

By the Committee on Comprehensive Planning; and Senators Bennett and Dawson—

CS for SB 1400—A bill to be entitled An act relating to local government solid waste fees; amending s. 403.706, F.S.; requiring counties and municipalities to waive such fees for certain nonprofit organizations; providing certain limitations and restrictions; providing an effective date.

By the Committee on Children and Families; and Senator Dawson—

CS for SB 1446—A bill to be entitled An act relating to child welfare; amending s. 39.5085, F.S.; providing requirements for eligibility of certain relatives caring for children to receive benefits under the Relative Caregiver Program upon determination by the Department of Children and Family Services; providing an effective date.

By the Committee on Judiciary; and Senators Carlton and Posey—

CS for SB 1486—A bill to be entitled An act relating to assets held in benefit plans; amending s. 222.22, F.S.; exempting from legal process in favor of creditors or other claimants assets held in qualified tuition programs, in certain medical savings accounts, or in Coverdell education savings accounts; amending s. 710.102, F.S.; redefining the term “benefit plan,” and defining the term “qualified minor’s trust,” as used in the Florida Uniform Transfers to Minors Act; amending s. 710.104, F.S.; including benefit plans in the types of property that a custodian may be named to receive on behalf of a minor; amending s. 710.108, F.S.; allowing a benefit plan to be transferred to a custodian of a minor who does not have a conservator by an obligor of the minor; amending s. 710.116, F.S.; allowing a minor’s custodian, without court order, to transfer custodial property to a qualified minor’s trust; providing implications of the transfer; amending s. 733.808, F.S.; providing for the disposition of benefits under a benefit plan after the death of an owner of or participant in the plan; amending s. 744.301, F.S.; providing for the parents or natural guardians of a minor child to collect, receive, manage, and dispose of and make elections regarding the proceeds of an annuity contract payable to a minor child or of a benefit plan of which the minor is a beneficiary, participant, or owner, without appointment, authority, or bond, if the proceeds equal less than a specified maximum amount; providing an effective date.

By the Committee on Communication and Public Utilities—

CS for SB 1492—A bill to be entitled An act relating to renewable energy; creating s. 366.91, F.S.; providing legislative findings; requiring public utilities, municipal utilities, and rural electric cooperatives to offer a purchase contract to producers of renewable energy; providing requirements for such contracts; providing for cost recovery; creating s. 366.95, F.S.; creating a surcharge on retail electric sales; amending s. 403.7061, F.S.; deleting a permit requirement for a waste-to-energy facility; encouraging specified applicants for a landfill permit to consider construction of a waste-to-energy facility; providing an effective date.

By the Committee on Transportation; and Senators Sebesta and Lynn—

CS for SB 1526—A bill to be entitled An act relating to motor vehicles; amending s. 261.03, F.S.; redefining the term “off-highway vehicle” to include a two-rider ATV; adding a definition; amending s. 261.05, F.S.; requiring the advisory committee to study and provide a report to the Governor and the Legislature; amending s. 316.003, F.S.; defining the term “traffic signal preemption system”; amending s. 316.0775, F.S.; providing that the unauthorized use of a traffic signal preemption device is a moving violation; amending s. 316.122, F.S.; providing for the right-of-way for certain passing vehicles; creating s. 316.1576, F.S.; providing clearance specifications for a railroad-highway grade crossing; amending s. 316.183, F.S.; increasing the minimum speed limit on interstate highways; amending s. 316.1932, F.S.; revising the requirements for printing the notice of consent for sobriety testing on a driver’s license; amending s. 316.194, F.S.; authorizing traffic accident investigation officers to remove vehicles under certain circumstances; amending s. 316.1967; providing that an owner of a leased vehicle is not responsible for a parking ticket violation in certain circumstances; amending s. 316.2074, F.S.; redefining the term “all-terrain vehicle” to include a two-rider ATV; amending s. 316.650, F.S.; providing exceptions to a prohibition against using citations as evidence in a trial; amending s. 317.0003, F.S.; defining the term “off-highway vehicle” to include a two-rider ATV; providing a definition; amending s. 317.0007, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue a validation sticker as an additional proof of title for an off-highway vehicle; providing for the replacement of lost or destroyed off-highway vehicle validation stickers; providing for disposition of fees; repealing s. 317.0008(2), F.S., relating to the expedited issuance of duplicate certificates of title for off-highway vehicles; creating s. 317.0014, F.S.; establishing procedures for the issuance of a certificate of title for an off-highway vehicle; providing duties of the Department of Highway Safety and Motor Vehicles; providing for a notice of lien and lien satisfaction; creating s. 317.0015, F.S.; providing for the applicability of certain provisions of law to the titling of off-highway vehicles; creating s. 317.0016, F.S.; providing for the expedited issuance of titles for off-highway vehicles; creating s. 317.0017, F.S.; prohibiting specified actions relating to the issuance of titles for off-highway vehicles; providing a penalty; creating s. 317.0018, F.S.; prohibiting the transfer of an off-highway vehicle without delivery of a certificate of title; prescribing other violations; providing a penalty; amending s. 318.14, F.S.; authorizing the department to modify certain actions to suspend or revoke a driver’s license following notice of final disposition; amending s. 318.15, F.S.; providing for disposition of fees; amending s. 319.23, F.S.; requiring a licensed motor vehicle dealer to notify the Department of Highway Safety and Motor Vehicles of a motor vehicle or mobile home taken as a trade-in; requiring the department to update its title record; amending s. 319.27, F.S.; correcting an obsolete cross-reference; amending s. 320.0601, F.S.; requiring that a transaction of a long-term leased motor vehicle be registered in the name of the lessee; amending s. 320.0605, F.S.; exempting a vehicle registered as a fleet vehicle from the requirement that the certificate of registration be carried in the vehicle at all times; amending s. 320.131, F.S.; authorizing the department to provide for an electronic system for motor vehicle dealers to use in issuing temporary tags; providing a penalty; amending s. 320.18, F.S.; authorizing the department to cancel the vehicle or vessel registration, driver’s license, or identification card of a person who pays certain fees or penalties with a dishonored check; amending s. 320.27, F.S.; requiring motor vehicle dealers to maintain records for a specified period; providing certain penalties; amending s. 320.8249, F.S.; providing penalties for certain unlawful acts by a mobile home installer; amending s. 322.05, F.S.; removing requirements for Class D driver’s license; amending s. 322.051, F.S.; revising provisions relating to the application for an identification card; providing that the

requirement for a fullface photograph or digital image on an identification card may not be waived under ch. 761, F.S.; amending s. 322.07, F.S.; removing requirements for Class D driver’s license; amending s. 322.08, F.S.; providing that a United States passport is an acceptable proof of identity for purposes of obtaining a driver’s license; providing that a naturalization certificate issued by the United States Department of Justice is an acceptable proof of identity for such purpose; providing that specified documents issued by the United States Department of Justice are acceptable as proof of nonimmigrant classification; amending s. 322.12, F.S.; removing requirements for Class D driver’s license; amending s. 322.135, F.S.; revising requirements for the deposit of certain fees for a driver’s license; revising requirements for the tax collector in directing a licensee for examination or reexamination; requiring county officers to pay certain funds to the State Treasury by electronic funds transfer within a specified period; amending s. 322.142, F.S.; providing that the requirement for a fullface photograph or digital image on a driver’s license may not be waived under ch. 761, F.S.; amending s. 322.161, F.S.; removing requirements for Class D driver’s license; amending s. 322.17, F.S., relating to duplicate and replacement certificates; conforming a cross-reference; amending s. 322.18, F.S.; revising the expiration period for driver’s licenses issued to specified persons; conforming cross-references; amending s. 322.19, F.S., relating to change of address or name; conforming cross-references; amending s. 322.21, F.S.; removing requirements for Class D driver’s license; requiring the department to set a fee for a hazardous-materials endorsement; providing that the fee shall not exceed \$100; amending s. 322.22, F.S.; authorizing the department to cancel any identification card, vehicle or vessel registration, or fuel-use decal of a licensee who pays certain fees or penalties with a dishonored check; amending s. 322.251, F.S.; removing requirements for Class D driver’s license; amending ss. 322.2615 and 322.2616, F.S.; requiring the Department of Highway Safety and Motor Vehicles to inform law enforcement officers of deficiencies under certain circumstances; amending s. 322.30, F.S.; removing the requirements for Class D driver’s license; amending s. 322.53, F.S.; removing requirements for Class D driver’s license; removing a requirement that certain operators of a commercial motor vehicle obtain a specified license; amending s. 322.54, F.S.; deleting the requirement for Class D driver’s license; amending s. 322.57, F.S.; providing testing requirements for school bus drivers; amending s. 322.58, F.S.; deleting requirements for Class D driver’s license and changing those requirements to Class E driver’s license; amending and reenacting s. 322.61, F.S.; specifying additional violations that disqualify a person from operating a commercial motor vehicle; providing penalties; removing requirements for Class D driver’s license; amending s. 322.63, F.S.; clarifying provisions governing alcohol and drug testing for commercial motor vehicle operators; amending s. 322.64, F.S.; requiring the Department of Highway Safety and Motor Vehicles to inform law enforcement officers of deficiencies under certain circumstances; amending s. 713.78, F.S.; revising provisions relating to the placement of a wrecker operator’s lien against a motor vehicle; amending s. 832.06, F.S.; allowing worthless checks of \$150 or less to be processed differently by tax collectors; providing effective dates.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 1554—A bill to be entitled An act relating to care for elderly persons; providing a short title; providing legislative findings; requiring the Agency for Health Care Administration and the Department of Elderly Affairs to assist private, not-for-profit organizations within specified counties in providing services under a federal program known as the Program of All-inclusive Care for the Elderly; specifying the number of enrollees; requiring the Agency for Health Care Administration to contract with the private organization providing the program under specified conditions; providing an effective date.

By the Committee on Children and Families; and Senator Fasano—

CS for SB 1572—A bill to be entitled An act relating to child care personnel training; amending s. 402.305, F.S.; requiring child care personnel to be trained in recognizing and preventing shaken baby syndrome, preventing sudden infant death syndrome, and understanding early childhood brain development; providing an effective date.

By the Committee on Transportation; and Senator Constantine—

CS for SB 1588—A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S.; increasing the number of motor vehicle owners who must indicate, according to a scientific sample survey, that they intend to purchase a proposed specialty plate; defining the term “scientific sample survey”; amending s. 320.08056, F.S.; changing the number of plates that must be purchased to prevent a plate from being discontinued; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 1680—A bill to be entitled An act relating to the licensure of health care providers; designating parts I, II, III, and IV of ch. 408, F.S., relating to health care administration; creating ss. 408.801-408.819, F.S.; providing a short title; providing legislative findings and intent; providing applicability; providing definitions; prohibiting the provision of certain services without obtaining a license from the Agency for Health Care Administration; requiring that the license be displayed; requiring that licensure fees cover the agency’s cost of the licensure, inspection, and regulation of providers; authorizing the agency to adopt rules; providing requirements for license application; providing for late fees; providing duties of the agency, including requirements for inspections; authorizing the electronic submission of information to the agency; providing requirements for licensure upon a change of ownership of a provider; specifying license categories; requiring background screening of a licensee, administrator, financial officer, or controlling interest; providing minimum licensure requirements; providing requirements for a licensee that discontinues operation; requiring that notice be provided to clients; requiring a licensee to inform clients of certain rights; requiring an applicant for licensure to provide proof of liability insurance and financial ability to operate; authorizing the agency to make inspections and investigations; prohibiting certain unlicensed activity; providing penalties; providing for administrative fines; authorizing the agency to impose a moratorium under certain circumstances; specifying grounds under which the agency may deny or revoke a license; authorizing the agency to institute proceedings for an injunction against a provider; requiring that fees and fines be deposited into the Health Care Trust Fund and used for administering the laws and rules governing providers; providing rulemaking authority; amending s. 112.045, F.S., relating to the Drug-Free Workplace Act; requiring drug-testing laboratories to be in compliance with part II of ch. 408, F.S.; deleting obsolete and repetitive provisions; providing for rules and licensure fees; amending ss. 383.301, 383.305, 383.309, 383.315, 383.324, 383.33, and 383.335, F.S., and repealing ss. 383.304, 383.325, 383.331, and 383.332, F.S., relating to the Birth Center Licensure Act; requiring birth centers to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 390.011, 390.012, 390.014, and 390.018, F.S., and repealing ss. 390.013, 390.015, 390.016, 390.017, 390.019, and 390.021, F.S., relating to the regulation of abortion clinics; requiring abortion clinics to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending s. 394.455, F.S., relating to the Florida Mental Health Act; clarifying a definition; amending ss. 394.67, 394.875, 394.877, 394.878, 394.879, 394.90, and 394.902, F.S., and repealing s. 394.876, F.S., relating to the Community Substance Abuse and Mental Health Services Act; defining the term “short-term residential treatment facility”; requiring substance abuse or mental health facilities, programs, and services to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative penalties; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 395.003, 395.004, 395.0161, 395.0163, 395.0199, 395.1046, 395.1055, and 395.1065, F.S., and repealing ss. 395.002(4), 395.0055, and 395.0162, F.S., relating to hospitals and other licensed facilities; requiring hospitals and other licensed facilities to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending s. 395.0197, F.S.; providing that a health care facility must use the services of, rather than hire, a risk manager; restricting the number of internal risk management programs in separate hospitals which may be the responsibility of a risk manager;

providing exceptions; amending ss. 395.10973, 395.10974, and 395.10975, F.S., relating to health care risk managers; requiring health care risk managers to comply with part II of ch. 408, F.S.; providing for fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.022, 400.051, 400.062, 400.063, 400.071, 400.102, 400.111, 400.1183, 400.121, 400.141, 400.17, 400.179, 400.18, 400.19, 400.191, 400.20, 400.211, and 400.23, F.S., and repealing ss. 400.021(5) and (20), 400.125, and 400.241(1) and (2), F.S., relating to nursing homes; requiring nursing homes to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; revising reporting requirements; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.402, 400.407, 400.4075, 400.408, 400.411, 400.412, 400.414, 400.417, 400.4174, 400.4176, 400.418, 400.419, 400.42, 400.424, 400.4255, 400.4256, 400.427, 400.4275, 400.431, 400.434, 400.441, 400.442, 400.444, 400.452, and 400.454, F.S., and repealing ss. 400.415, 400.4178(7), 400.435(1), 400.447(1), (2), and (3), and 400.451, F.S., relating to assisted living facilities; requiring assisted living facilities to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.464, 400.471, 400.474, 400.484, 400.494, 400.495, 400.497, 400.506, 400.509, and 400.512, F.S., and repealing s. 400.515, F.S., relating to home health agencies and nurse registries; requiring home health agencies and nurse registries to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.551, 400.554, 400.555, 400.556, 400.5565, 400.557, 400.5572, 400.559, 400.56, and 400.562, F.S., and repealing ss. 400.5575, 400.558, and 400.564, F.S., relating to adult day care centers; requiring adult day care centers to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.602, 400.605, 400.606, 400.6065, 400.607, and 400.6095, F.S., relating to hospices; requiring hospices to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.617, 400.619, 400.6194, 400.6196, 400.621, 400.6211, and 400.625, F.S., and repealing s. 400.622, F.S., relating to adult family-care homes; requiring adult family-care homes to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.801 and 400.805, F.S., relating to homes for special services and transitional living facilities; requiring such homes and facilities to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.902, 400.903, 400.905, 400.907, 400.908, 400.912, 400.914, and 400.915, F.S., and repealing ss. 400.906, 400.910, 400.911, 400.913, 400.916, and 400.917, F.S., relating to prescribed pediatric extended care centers; requiring such centers to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.925, 400.93, 400.931, 400.932, 400.933, and 400.935, F.S., and repealing ss. 400.95, 400.953(2), 400.955(4), and 400.956, F.S., relating to home medical equipment providers; requiring home medical equipment providers to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.960, 400.962, 400.967, 400.968, and 400.969, F.S., and repealing ss. 400.963 and 400.965, F.S., relating to intermediate care facilities for the developmentally disabled; requiring such facilities to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending s. 400.908, F.S.; requiring health care services pools to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 400.991, 400.9915, 400.992, 400.9925, 400.993, 400.9935, and 400.995, F.S., and repealing ss. 400.9905(2), 400.994, and 400.9945, F.S., relating to health care clinics;

requiring health care clinics to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending s. 408.831, F.S., relating to the authority of the Agency for Health Care Administration to impose certain penalties against a regulated or licensed entity; conforming provisions to changes made by the act; amending s. 440.102, F.S., relating to the drug-free workplace program; requiring laboratories to be in compliance with the requirements of part II of ch. 408, F.S.; conforming provisions to changes made by the act; amending ss. 483.035, 483.051, 483.061, 483.091, 483.101, 483.111, 483.172, 483.201, 483.221, and 483.23, F.S., and repealing ss. 483.131 and 483.25, F.S., relating to clinical laboratories; requiring clinical laboratories to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; amending ss. 483.291, 483.294, 483.30, 483.302, and 483.32, F.S., and repealing ss. 483.311, 483.317(1), 483.322(1), and 483.328, F.S., relating to multiphasic health testing centers; requiring such centers to be in compliance with part II of ch. 408, F.S.; providing for licensure fees; authorizing the agency to adopt rules; providing for administrative fines; conforming provisions with the requirements of part II of ch. 408, F.S.; providing for ss. 408.801-408.819, F.S., to prevail in the case of a conflict with other laws governing the licensure of health care providers by the agency; authorizing the agency to issue a license for less than a specified period and to charge a prorated fee; providing an effective date.

By the Committee on Agriculture; and Senators Argenziano, Jones, Smith, Miller, Dockery, Alexander and Peadar—

CS for SB 1712—A bill to be entitled An act relating to agricultural economic development; creating s. 70.005, F.S.; providing a cause of action for landowners aggrieved by certain changes to agricultural land use; amending s. 163.2514, F.S.; defining the term “agricultural enclave”; amending s. 163.2517, F.S.; providing for amendment to a local government comprehensive plan for an agricultural enclave; creating s. 259.047, F.S.; providing requirements relating to purchase of lands for which an agricultural lease exists; amending s. 373.0361, F.S.; specifying that water source options be considered for self-suppliers; amending s. 373.236, F.S.; requiring water management districts to inform landowners of the option for a consumptive use permit; creating s. 373.407, F.S.; providing for memoranda of agreement regarding qualification for agricultural related exemptions; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Jones—

CS for SB 1748—A bill to be entitled An act relating to multiservice senior centers; amending s. 430.203, F.S.; amending a definition; amending s. 403.206, F.S.; encouraging each multiservice senior center to have a functioning automated external defibrillator; requiring training, maintenance, and location registration; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Department of Elderly Affairs to adopt rules; requiring the department to arrange for purchase of such defibrillators; requiring certain entities to reimburse the department for purchased defibrillators under certain circumstances; providing criteria for distribution of such defibrillators; providing an appropriation; providing effective dates.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 1760—A bill to be entitled An act relating to health care providers; defining the term “health care practitioner”; providing for waiver of biennial license renewal fees and fulfillment of a portion of continuing education hours for specified health care practitioners who provide services, without compensation, to low-income recipients as an agent of a governmental contractor; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 1762—A bill to be entitled An act relating to trauma care; amending s. 381.74, F.S.; requiring hospitals and trauma centers to provide data on moderate-to-severe brain or spinal cord injuries to the Department of Health; amending s. 381.745, F.S.; defining “department” for purposes of the “Charlie Mack Overstreet Brain or Spinal Cord Injuries Act”; amending s. 395.40, F.S.; revising legislative findings; revising duties of the Department of Health to implement and plan for a statewide trauma system; amending s. 395.4001, F.S.; revising definitions; amending s. 395.401, F.S.; revising components for local and regional trauma services system plans; correcting references to the term “trauma center”; amending s. 395.4015, F.S.; requiring that the boundaries of the trauma regions administered by the Department of Health be coterminous with the boundaries of the regional domestic security task forces established within the Department of Law Enforcement; providing exceptions for certain interlocal agreements for trauma services in a regional system; eliminating requirements for the Department of Health to develop the minimum components for systems plans in defined trauma regions; amending s. 395.402, F.S.; revising requirements for the Department of Health to review trauma service areas; deleting an obsolete requirement that the department’s assignment of counties for the purposes of developing a system of trauma centers remain as established by ch. 90-284, Laws of Florida, until completion of the department’s initial review; correcting references to the term “trauma center”; amending s. 395.4025, F.S.; revising requirements for the Department of Health’s development of a state trauma system plan; deleting obsolete references; correcting references to the term “trauma center”; revising requirements for the department’s approval and verification of a facility as a trauma center; granting the department authority to adopt rules for the procedures and process for notification, duration, and explanation of a trauma center’s termination of trauma services; amending s. 395.403, F.S.; correcting references to the term “trauma center”; revising legislative intent; revising eligibility requirements for state funding of trauma centers; amending s. 395.4035, F.S.; correcting references to the term “trauma center”; amending s. 395.404, F.S.; revising reporting requirements to the trauma registry data system maintained by the Department of Health; providing that hospitals and trauma centers subject to reporting trauma registry data to the department are required to comply with other duties concerning the moderate-to-severe brain or spinal cord injury registry maintained by the department; correcting references to the term “trauma center”; amending s. 395.405, F.S.; authorizing the Department of Health to adopt and enforce rules necessary to administer part II of ch. 395, F.S.; providing an effective date.

By the Committee on Comprehensive Planning; and Senator Lynn—

CS for SB 1764—A bill to be entitled An act relating to a limitation of liability for donated firefighting equipment; creating s. 768.1315, F.S.; providing a short title; providing definitions; providing that a state agency or political subdivision is not liable for civil damages resulting from personal injuries, property damage, or death proximately caused by defective fire control or fire rescue equipment donated to a volunteer fire department; providing certain exceptions to the limitation on liability; providing an effective date.

By the Committee on Education; and Senator Atwater—

CS for SB 1808—A bill to be entitled An act relating to the Florida School Recognition Program; amending s. 1008.36, F.S.; revising provisions relating to the distribution of financial awards; providing an effective date.

By the Committee on Judiciary; and Senator Smith—

CS for SB 1862—A bill to be entitled An act relating to arbitrator compensation; amending s. 44.103, F.S.; increasing the fee cap for arbitrators under court-ordered, nonbinding arbitration; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Klein—

CS for SB 1898—A bill to be entitled An act relating to arthritis prevention and education; creating s. 385.210, F.S.; providing a short title; providing legislative findings; providing purposes; directing the Department of Health to establish an arthritis prevention and education program; requiring the department to conduct a needs assessment; providing for establishment of an advisory panel on arthritis; providing for implementation of a public awareness effort; providing for funding through contributions; directing the Secretary of Health to seek federal waivers as necessary to maximize federal funding; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Lawson—

CS for SB 1904—A bill to be entitled An act relating to per diem and travel expenses; amending s. 112.061, F.S.; establishing per diem, subsistence, and mileage ranges for travel expenses of public employees; conforming provisions and deleting obsolete provisions; providing for future adjustments of such rates; providing an effective date.

By the Committee on Communication and Public Utilities; and Senator Posey—

CS for SB 1982—A bill to be entitled An act relating to electric transmission line siting; amending s. 403.52, F.S.; changing the short title to the “Florida Electric Transmission Line Siting Act”; amending s. 403.521, F.S.; revising legislative intent; amending s. 403.522, F.S.; revising definitions; defining “licensee”; amending s. 403.523, F.S.; revising powers and duties of the Department of Environmental Protection; requiring the department to collect and process fees, to prepare a project impact analysis, to act as clerk for the siting board, and to administer and manage the terms and conditions of the certification order and supporting documents and records; amending s. 403.524, F.S.; revising provisions for applicability, certification, and exemptions under the act; requiring that the application contain the starting point and ending point of a transmission line specifically defined by the applicant and verified by the commission; revising provisions for notice by an electric utility of its intent to construct an exempted transmission line; amending s. 403.525, F.S.; providing for powers and duties of the administrative law judge designated by the Division of Administrative Hearings to conduct the required hearings; amending s. 403.5251, F.S.; revising application procedures and schedules; providing for the formal date of certification application filing and commencement of the certification review process; requiring the department to prepare a proposed schedule of dates for determination of completeness and other significant dates to be followed during the certification process; providing for the formal date of application distribution; requiring the applicant to file notice of distribution and notice of filing of the application; amending s. 403.5252, F.S.; revising timeframes and procedures for determination of completeness of the application; requiring the department to consult with affected agencies; revising requirements for the department to file a statement of its determination of completeness with the Division of Administrative Hearings, the applicant, and all parties within a certain time after distribution of the application; revising requirements for the applicant to file a statement with the department, the division, and all parties, if the department determines the application is not complete; providing for that statement to notify the department that the information will not be provided; revising timeframes and procedures for contests of the determination by the department; providing for parties to a hearing on the issue of completeness; repealing s. 403.5253, F.S., relating to determination of sufficiency of application or amendment to the application; amending s. 403.526, F.S.; revising criteria and procedures for preliminary statements of issues, reports, and studies; revising timeframes; requiring that the preliminary statement of issues from each affected agency be submitted to all parties; revising criteria for the Department of Community Affairs’ report; requiring the Department of Transportation to prepare an impact report; providing for project impact reports from other agencies; revising required content of the reports; providing for notice of any agency nonprocedural requirements not listed in the application; providing for failure to provide such notification; providing for a recommendation for approval or denial of the application;

providing that receipt of an affirmative determination of need be a condition precedent to further processing of the application; requiring the department to prepare a project impact analysis to be filed with the administrative law judge and served on all parties within a certain timeframe; amending s. 403.527, F.S.; revising procedures and timeframes for the certification hearing conducted by the administrative law judge; revising provisions for notices and publication of notices, public hearings held by local governments, testimony at the public hearing portion of the certification hearing, the order of presentations at the hearing, consideration of certain communications by the administrative law judge, requiring the applicant to pay certain expenses and costs, and requiring the administrative law judge to issue a recommended order disposing of the application; requiring that certain notices be made in accordance with specified requirements and within a certain timeframe; specifying the Department of Transportation as a party to the proceedings; providing for the administrative law judge to cancel the certification hearing and relinquish jurisdiction to the department upon request by the applicant or the department; requiring the department and the applicant to publish notice of such cancellation; providing for parties to submit proposed recommended orders to the department when the certification hearing has been canceled; providing that the department prepare a recommended order for final action by the siting board when the hearing has been canceled; amending s. 403.5271, F.S.; revising procedures and timeframes for consideration of proposed alternate corridors; revising notice requirements; providing for notice of the filing of the alternate corridor and revised time schedules; providing for notice to agencies newly affected by the proposed alternate corridor; requiring the person proposing the alternate corridor to provide all data to the agencies within a certain timeframe; providing for determination by the department that the data is not complete; providing for withdrawal of the proposed alternate corridor upon such determination; providing that agencies file reports with the applicant and department which address the proposed alternate corridor; providing that the department file with the administrative law judge, the applicant, and all parties a project impact analysis of the proposed alternate corridor; providing that the party proposing an alternate corridor shall have the burden of proof on the certifiability of the alternate corridor; amending s. 403.5272, F.S.; revising procedures for informational public meetings; providing for informational public meetings held by regional planning councils; revising timeframes; amending s. 403.5275, F.S.; revising provisions for amendment to the application prior to certification; amending s. 403.529, F.S.; revising provisions for final disposition of the application by the siting board; providing for the administrative law judge’s or department’s recommended order; amending s. 403.531, F.S.; revising provisions for conditions of certification; amending s. 403.5312, F.S.; requiring the applicant to file notice of a certified corridor route with the department; creating s. 403.5317, F.S.; providing procedures for changes proposed by the licensee after certification; requiring the department to determine within a certain time if the proposed change requires modification of the conditions of certification; requiring notice to the licensee, all agencies, and all parties of changes that are approved as not requiring modification of the conditions of certification; creating s. 403.5363, F.S.; requiring publication of certain notices by the applicant, the proponent of an alternate corridor, and the department; requiring the department to adopt rules specifying the content of such notices; amending s. 403.5365, F.S.; revising application fees and the distribution of fees collected; revising procedures for reimbursement of local governments and regional planning organizations; repealing s. 403.5369, F.S., relating to application of the act to applications prior to a certain date; amending s. 403.537, F.S.; revising the schedule for notice of a public hearing by the Public Service Commission to determine the need for a transmission line; amending ss. 373.441, 403.061, 403.0876, and 403.809, F.S.; conforming terminology; providing an effective date.

By the Committee on Transportation; and Senators Sebesta, Clary, Geller and Lynn—

CS for SB 2008—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; revising the exemption from public-records requirements for personal information contained in a motor vehicle record; removing the requirement that the exemption be conditioned on a request for exemption by the person who is the subject of the record; restricting the release of social security numbers and medical and disability information; revising certain conditions under which the Department of Highway Safety and Motor Vehicles may release information in connection with a legal proceeding; revising conditions for the release of

information for bulk distribution use; providing for release of information when the subject has given consent on a form prescribed by the department; providing that the restrictions on the disclosure of information do not affect the use of organ donor information; providing for rulemaking; providing for future legislative review and repeal; providing a finding of public necessity; providing an effective date.

By the Committee on Transportation; and Senator Clary—

CS for SB 2020—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Save Our Seas license plate; creating the Aquaculture license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Smith—

CS for SB 2058—A bill to be entitled An act relating to reimbursement for lung transplant services for Medicaid recipients; amending s. 409.9062, F.S.; requiring the Agency for Health Care Administration to reimburse lung transplant facilities a global fee for services provided to Medicaid recipients, unless otherwise directed in the General Appropriations Act; providing an effective date.

By the Committee on Natural Resources; and Senator Lawson—

CS for SB 2200—A bill to be entitled An act relating to environmental permits for roads and bridges; amending s. 403.813, F.S.; granting road or bridge projects within the Suwannee River Water Management District the same exemption from permitting requirements granted a project to repair, stabilize, or pave a county-maintained road or to repair or replace a bridge in the North Florida Water Management District if the project meets certain conditions; removing a requirement that the Department of Environmental Protection evaluate and make recommendations regarding statewide application of the permitting exemption granted within the Northwest Florida Water Management District; requiring the department to initiate rulemaking to apply statewide the exemption from certain permitting requirements granted to the North Florida Water Management District; providing an effective date.

By the Committee on Natural Resources; and Senator Atwater—

CS for SB 2308—A bill to be entitled An act relating to the Florida Forever Act; amending s. 259.105, F.S.; providing for vesting of title to property acquired in partnership with a local government at the discretion of the Board of Trustees of the Internal Improvement Trust Fund; requiring that local governments must financially contribute to the purchase of property before title may be jointly vested; requiring that a local government's vested title interest must be commensurate with the local government's financial contribution; providing requirements for purchase agreements for jointly vested lands; providing requirements for title deeds for jointly vested lands; requiring the Department of Environmental Protection to determine the feasibility of retroactively applying jointly vested title to land purchases completed under the Preservation 2000 and Florida Forever programs; requiring that written recommendations be submitted by the department to the President of the Senate, the Speaker of the House of Representatives, and certain committees of the Legislature; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

Office and Appointment

*For Term
Ending*

Board of Accountancy		
Appointees:	Caldwell, Maria E., Miami	10/31/2007
	Davis, Tanya I., Weston	10/31/2007
Barbers' Board		
Appointee:	Feliciano, Char C., Surfside	10/31/2005
Florida Black Business Investment Board, Inc.		
Appointees:	Jackson, Dorothea U., Boynton Beach	06/30/2004
	Nembhard, Mortlake, Gainesville	06/30/2006
Florida Building Commission		
Appointees:	Gross, Jeffrey, Hollywood	11/21/2007
	Kim, Do Y., Valrico	11/21/2007
Board of Trustees of Florida Keys Community College		
Appointee:	Schmitt, Brian C., Marathon	05/31/2007
Board of Trustees of Lake City Community College		
Appointee:	Riherd, Thomas M. II, Lake Butler	05/31/2007
Board of Professional Engineers		
Appointee:	Rivera, Daniel J., Palmetto Bay	10/31/2007
Board of Respiratory Care		
Appointee:	Johnson, Ethel E., Miami	10/31/2005
[Referred to the Committee on Ethics and Elections.]		

State Board of Education		
Appointee:	Taylor, Linda K., Ft. Myers	12/31/2005

[Referred to the Committees on Education; and Ethics and Elections.]

Investment Advisory Council		
Appointees:	Burton, Donald W., Tampa	12/31/2007
	Jaeb, John R., Tampa	12/12/2007

[Referred to the Committees on Governmental Oversight and Productivity; and Ethics and Elections.]

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable James E. "Jim" King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed HB 103, HB 187; has passed as amended HB 539; has passed as amended by the required Constitutional two-thirds vote of the membership HB 317 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Quinones and others—

HB 103—A bill to be entitled An act relating to prescriptions for medicinal drugs; creating s. 456.0392, F.S.; requiring certain practitioners to include specified information on prescriptions; providing that certain prescriptions shall be presumed valid; providing an effective date.

—was referred to the Committees Health, Aging, and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Representative Dean and others—

HB 187—A bill to be entitled An act relating to bingo; providing a popular name; amending s. 849.0931, F.S.; defining the terms "instant bingo" and "deal"; providing rules for the operation of instant bingo games; providing penalties; providing requirements for the manufacture and sale of instant bingo tickets; providing duties of the Department of

the Lottery; reenacting ss. 718.114 and 723.079(8), F.S., relating to condominiums and homeowners' associations, to incorporate the amendment to s. 849.0931, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Representative Justice and others—

HB 539—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; requiring that certain individual use and multiuse guidelines and standards be increased by a specified percentage in certain areas if the land use of a multiuse development is residential and is not less than a specified percentage of the jurisdiction's residential threshold; revising provisions governing substantial deviation standards for the date of buildout of a development; providing an effective date.

—was referred to the Committees on Comprehensive Planning; and Rules and Calendar.

By Representative Reagan—

HB 317—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; creating an exemption from public records requirements to include building plans, blueprints, schematic drawings, and diagrams held by a public agency and relating to specified facilities, developments, and structures; providing exceptions; providing for legislative review and repeal; providing definitions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Home Defense, Public Security, and Ports; Governmental Oversight and Productivity; and Rules and Calendar.

RETURNING MESSAGES—FINAL ACTION

The Honorable James E. “Jim” King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 2000 and CS for SB 2002.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

ENROLLING REPORTS

CS for SB 2000 and CS for SB 2002 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 5, 2004.

Faye W. Blanton, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 4 was corrected and approved.

CO-SPONSORS

Senators Argenziano—SB 1914; Aronberg—SB 2018; Atwater—SB 1900; Bullard—SB 252, CS for SB 1096, CS for SB 1178, SB 1622, SB 1860, SB 2064, SB 2184; Campbell—CS for SB 1088, SB 2080; Dockery—SB 518, CS for SB 1096, CS for SB 1364; Fasano—SB 2134, SB 2498; Haridopolos—CS for SM 1504; Hill—SB 502, CS for SB 1178; Jones—SB 2124; Lee—SR 2102; Lynn—CS for SB 124, SB 314, SB 326, CS for SB 330, SB 602, SB 606, CS for SB 654, SB 656, CS for SB 1296, CS for SB 1364, SB 1620, SB 1806, SB 1956, SB 2018, SB 2254; Saunders—CS for SB 1178; Siplin—CS for SB 1178; Wilson—CS for SB 1178, SB 1410, SB 1468, SB 1546, SB 1914, SB 2064 and Wise—CS for SB 1140

RECESS

On motion by Senator Lee, the Senate recessed at 11:15 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Tuesday, March 16 or upon call of the President.

SENATE PAGES

March 8-12, 2004

Zach Albaugh, Tallahassee; Michael P. Anderson, Tampa; Christine Avery, Fort Myers; Marissa Lynn Best, Sanford; Meghann R. Bryant, Tallahassee; William “Chris” Burcham, Merritt Island; Rebecca Carder, Blountstown; Kaitlyn Mae Cremer, Palatka; DeAnne Fanta, Grand Island; Amanda Fields, Bushnell; Kate Freeman, Waldo; Samantha Gibson, Crawfordville; Jonathan “Jake” Howse, Port St. Joe; Andrea Marie Mars, Tallahassee; Allison “Allie” Piszczatoski, Tallahassee; Mallory Schneider, Shalimar; Brian Siedel, Nokomis; Erica Alana Starke, Tallahassee; James “Jim” Stephens, Greenville